

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

- - - - -X

THE HUMANE LEAGUE OF
PHILADELPHIA, INC.,
Plaintiff,

vs.

Index. No.
117363/2009

BERMAN and COMPANY,
CENTER FOR CONSUMER
FREEDOM, RICHARD BERMAN,
DAVID MARTOSKO, and THE
NEW YORK TIMES,

Defendants.

- - - - -X

May 27, 2011
10:00 a.m.

Deposition of DAVID M. MARTOSKO, held at
the offices of Baker & Hostetler LLP, 45
Rockefeller Plaza, New York, New York,
pursuant to Notice, before Shauna
Stoltz-Laurie, a Registered Professional
Reporter and Notary Public of the State of
New York.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S:

BRYAN W. PEASE, ESQ.

Attorneys for Plaintiffs

302 Washington Street

San Diego, California 92103

BY: BRYAN W. PEASE, ESQ.

BAKER & HOSTETLER LLP

Attorneys for Defendants

Washington Square, Suite 1100

1050 Connecticut Avenue, N.W.

Washington, D. C. 20036

BY: MARK I. BAILEN, ESQ.

1

2 D A V I D M . M A R T O S K O ,

3 called as a witness, having been duly

4 sworn by a Notary Public, was examined

5 and testified as follows:

6 EXAMINATION BY

7 MR. PEASE:

8 Q. All right, please state and spell
9 your name for the record.

10 A. David Martosko, M-a-r-t-o-s-k-o.

11 Q. And have you ever had your
12 deposition taken before?

13 A. Yes.

14 Q. Okay, how many times?

15 A. One.

16 Q. One?

17 And what was that for?

18 A. A civil case in federal court.

19 Q. About how long ago was that?

20 A. I suppose two or three years ago.

21 Q. Okay. And what was the general
22 nature of that case?

23 A. My employer was suing a filmmaker
24 over breach of contract.

25 Q. Okay. And is that your current

1 Martosko

2 employer?

3 A. Yes.

4 Q. So would that be the Center For
5 Consumer Freedom or --

6 A. No.

7 Q. Okay. Well, who is your current
8 employer?

9 A. Berman and Company.

10 Q. Okay. And then -- okay, so if I
11 can just back up. You've had your deposition
12 taken before, and you were present yesterday,
13 for the past couple depositions, so you're
14 familiar with the way depositions work,
15 and --

16 A. Yes, I am.

17 Q. -- you're aware that the testimony
18 you give today has the same weight as
19 testimony as you would give in court?

20 A. Yes.

21 Q. And that as far as the way the
22 depositions are conducted, I don't know what
23 the style of your attorney is yesterday and
24 the day before -- I don't really like to give
25 -- I throw up objections, and I -- you know,

1 Martosko

2 like if the attorney asks bad questions, then
3 he gets bad answers. Your attorney may have
4 a different style. He may object to the form
5 of questions. But I'm still entitled to your
6 best answer. If you're able to answer, he
7 may state objections for the record. Unless
8 there's an item that's privileged,
9 attorney-client privilege, something like
10 that, and your attorney directs you not to
11 answer, then you wouldn't answer that
12 question.

13 Could you understand all that?

14 A. Yes.

15 Q. Okay. Great.

16 All right. Where did you go to
17 high school?

18 A. St. Ignatius High School,
19 Cleveland, Ohio.

20 Q. Okay. And what did you do after
21 that?

22 A. I went to college.

23 Q. And which college was that?

24 A. Dartmouth College.

25 Q. Okay. Did you go straight to

1 Martosko

2 college after high school?

3 A. Yes.

4 Q. Okay. Did you graduate from
5 Dartmouth?

6 A. Yes.

7 Q. Okay. What was your degree in
8 there?

9 A. Okay. It was a BA in music with a
10 teaching certification from the Department of
11 Education.

12 Q. Great.

13 And what did you do after college?

14 A. I spent a year in New Hampshire
15 working and deciding what to do next.

16 Q. And then what did you do next?

17 A. I auditioned for music
18 conservatories, and was enrolled at Peabody
19 Conservatory at the Johns Hopkins University.

20 Q. Okay. And about how long did you
21 do that for?

22 A. I was in there for two years.

23 Q. Okay. And then what did you do
24 after that?

25 A. Having met my wife at that time and

1 Martosko

2 recognized that we could likely only afford
3 one musician in the family, I decided to try
4 to do other things for a living. I worked
5 throughout the 1990s, for the balance of the
6 1990s in graphic design, in broadcast
7 production, in advertising, a variety of
8 other fields, in order to try to identify a
9 future career direction.

10 Q. Okay. And then what did you do
11 after that?

12 A. In December of 2000 I was
13 introduced to Rick Berman by an employment
14 headhunter, and Mr. Berman hired me and I
15 began January 2001 to work for him.

16 Q. Okay. When you say "work for him,"
17 were you working for Berman and Company, or
18 was it another entity?

19 A. I worked for Berman and Company and
20 have done so since 2001.

21 Q. Okay. And what was your -- I guess
22 what was the job that you were hired for at
23 Berman and Company?

24 A. Research and writing principally.

25 Q. Okay. And was there any particular

1 Martosko

2 area that you would focus, a particular area
3 of concern?

4 A. I did what was asked of me. It was
5 principally involved with the politics of
6 food broadly I would say.

7 Q. Okay. And was there an entity at
8 that time called the GuestChoice Network?

9 A. Yes.

10 Q. And what was the GuestChoice
11 Network?

12 A. To my understanding, it was a
13 nonprofit education organization whose
14 principle concern was educating the dining
15 public and the restaurants that serve them
16 about political issues connected with the
17 food they were serving and eating.

18 Q. And was that funded with a grant
19 from Philip Morris?

20 A. I've heard that, but I don't know
21 that to be true.

22 Q. And was -- was I guess the main
23 focus of that entity to stop bans on smoking
24 in restaurants and bars, that type of thing?

25 MR. BAILER: Objection to form.

1 Martosko

2 Q. (Continuing) You can answer.

3 MR. BAILER: You can answer.

4 A. I wouldn't say that was its main
5 focus, but I don't specifically know, because
6 I wasn't there when it founded.

7 Q. When was the GuestChoice Network
8 founded?

9 A. I don't know specifically, but it
10 was easily several years before my arrival at
11 Berman and Company.

12 Q. Okay. And then did that -- did
13 that entity later become the Center For
14 Consumer Freedom?

15 MR. BAILER: Objection.

16 You can answer.

17 A. I don't know whether it became the
18 Center For Consumer Freedom for whether a new
19 nonprofit was founded called the Center For
20 Consumer Freedom.

21 Q. So what is the Center For Consumer
22 Freedom?

23 A. The Center For Consumer Freedom is
24 a tax-exempt, non-profit charity with an
25 educational mission of educating the public

1 Martosko

2 at large about issues of public concern
3 related to food, beverages, dining and
4 anything else involving food.

5 Q. Okay. And do you do work for them?

6 A. I work for Berman and Company.

7 Q. Okay. Does Berman and Company then
8 work for Center For Consumer Freedom?

9 A. The Center For Consumer Freedom is
10 a client of Berman and Company.

11 Q. Okay. So would you say the bulk of
12 what you do at Berman and Company relates to
13 work for the Center For Consumer Freedom, or
14 are there other --

15 A. The bulk of it, yes.

16 Q. Okay. Do you know who sits on the
17 Board of the Center For Consumer Freedom?

18 A. Generally, yes. I'm not sure I can
19 recall all their names, but I'm generally
20 familiar with them.

21 Q. Well, how large is the Board?

22 A. I believe it's seven persons at
23 this point?

24 Q. Can you name anybody who's on the
25 Board?

1 Martosko

2 A. Yeah. Let's see. Richard Berman,
3 David Brown, Lane Cardwell, Daniel Mindus,
4 Richard Verreccia, Joe Kefauver. I may be
5 forgetting somebody. Those are the names
6 that come to mind.

7 Q. Okay. And do you operate a website
8 named humanewatch.org?

9 MR. BAILER: Objection.

10 A. Berman and Company manages that
11 website on behalf of its client, the
12 nonprofit Center for Consumer Freedom.

13 Q. Okay, and who -- I guess the
14 website is kind of a series of blog postings
15 (speaking simultaneously) --

16 A. Principally, yes.

17 Q. And are you principally responsible
18 for making those postings, or is there
19 somebody else who does that?

20 A. It's a team effort. I have at
21 various times been responsible for some of
22 the content, and edited other parts of the
23 content.

24 Q. Okay. All right, and getting to
25 the advertisement that's at the center of

1 Martosko

2 this case, was that advertisement run by the
3 Center For Consumer Freedom?

4 MR. BAILER: Objection.

5 You can answer.

6 A. The Center For Consumer Freedom
7 paid for the ad. It was prepared by Berman
8 and Company as part of its client service of
9 that client.

10 Q. So -- wait. I'm sorry -- that
11 Berman and Company prepared the ad on behalf
12 of --

13 A. Of its client.

14 Q. Yeah, I understand.

15 A. And its client paid for the ad.

16 Q. Okay.

17 A. The center paid for the ad.

18 Q. And how much did the ad cost?

19 A. I don't know.

20 Q. So do you know how much Center For
21 Consumer Freedom paid Berman and Company to
22 run the ad?

23 A. I don't know.

24 Q. Okay. I imagine the ad cost more
25 to run than just the printing, because Berman

1 Martosko

2 and Company was paid to produce the ad and
3 put it together?

4 MR. BAILER: Objection.

5 A. I don't have specific knowledge
6 about any funds that the Center For Consumer
7 Freedom paid to Berman and Company in
8 connection with this ad. I simply don't
9 know.

10 Q. Okay. Why did you decide to run
11 the ad?

12 A. Shortly after Thanksgiving 2008 we
13 received an e-mail from the Humane League of
14 Philadelphia purporting to be a -- an
15 invitation to a holiday party at which a
16 vice-president of the Humane Society of the
17 United States was scheduled to deliver some
18 sort of a keynote address, and given my
19 extensive research background into the animal
20 rights movement, that juxtaposition struck me
21 as rather outrageous, and we decided that the
22 specific instance deserved some public
23 comment.

24 Q. Okay. And why did you find it
25 outrageous?

1 Martosko

2 A. Given the history of the Humane
3 League of Philadelphia going all the back to
4 its initial incarnation as SHAC-Philly, which
5 is a related to the global terrorist SHAC
6 network, I thought it outrageous that the
7 Humane Society of the United States, which
8 purported to be a nonviolent, mainstream
9 organization, would have anything to do with
10 such a group.

11 (Discussion off the record.)

12 Q. So had you been following the
13 Humane League prior to that point, or did it
14 just come to your attention when you received
15 this e-mail?

16 A. No, I had been paying close
17 attention to the Humane League through its
18 various incarnations, including SHAC-Philly
19 and Hugs For Puppies, so I was familiar with
20 them.

21 Q. And how had you been paying
22 attention to them?

23 A. Mostly through e-mails, through
24 open source public accounts of the
25 organization's meetings and the

1 Martosko

2 organization's activities, and through
3 reading things like tax returns in order to
4 get a sense of the size and the scope of the
5 organization.

6 Q. And was there any anybody outside
7 of Center For Consumer Freedom, like a donor
8 or other entity that asked you to run this
9 ad?

10 A. No.

11 Q. Was there anybody that suggested
12 that it would be a good idea to run this kind
13 of an ad?

14 A. I did.

15 Q. You did, okay.

16 Now, in monitoring the Humane
17 League have you set up casebook profiles that
18 are not your own?

19 A. Not in monitoring the Humane
20 League, to my knowledge.

21 Q. Well, or in monitoring any activist
22 groups?

23 A. Through the time that this ad ran
24 and through the time covered by this legal
25 proceeding I had no presence on FaceBook at

1 Martosko

2 all.

3 Q. Okay. Well, have you ever used a
4 FaceBook name that was not your own?

5 A. Yes.

6 Q. And what name was that?

7 A. I believe it was Preston Davis.

8 Q. And was that the only FaceBook name
9 you've used?

10 A. Other than my own?

11 Q. Other than your own.

12 A. Yes.

13 Q. Okay. What about Gregory Davis or
14 Greg Davis?

15 A. Ah. That was -- I think that was
16 originally -- forgive me. That was
17 originally the name of the same account, and
18 then that name was changed.

19 Q. Okay. And you had used that to
20 friend activists, I guess that you were
21 wanting to learn more information about; is
22 that correct?

23 A. That's correct.

24 Q. Okay. And about how many activists
25 did you friend with that account?

1 Martosko

2 A. I don't know.

3 Q. You don't know.

4 A. I don't recall.

5 Q. Okay. And were many of the
6 activists that you friended on FaceBook with
7 this account also listed on the website
8 activistcash.com?

9 A. I don't know.

10 Q. Well, what is activistcash.com?

11 A. ActivistCash is a website of the
12 Center For Consumer Freedom founded in the
13 early part of the last decade, whose mission
14 was originally a follow-the-money exercise in
15 order to educate the public about the sources
16 of funding -- publicly available information
17 regarding the sources of funding for certain
18 activists groups and -- and a discussion of
19 their mission and their credibility.

20 Q. Okay. And is one e-mail address
21 that you have used gregory525@yahoo.com?

22 A. Yes.

23 Q. And 5/25, is that your birthday?

24 A. Yes, it is.

25 Q. Happy birthday.

1 Martosko

2 A. Two days late.

3 Thank you.

4 Q. Or actually, I should, just for
5 background information, what is your full
6 date of birth?

7 A. May 25th, 1970.

8 Q. And where do you currently reside?

9 A. Burke, Virginia.

10 Q. Burke Virginia, and can we get an
11 address? You can provide your office
12 address.

13 A. My office address is 1090 Vermont
14 Avenue, Suite 800, Washington, D.C. 20005.

15 Q. Okay, but what about residence
16 address?

17 MR. BAILER: You need it in terms
18 of serving papers or something like
19 that?

20 MR. PEASE: No. It's just
21 background information. I mean you
22 asked my witnesses where they lived, and
23 it's a pretty typical question.

24 MR. BAILER: Can I confer with the
25 witness for a moment? I mean --

1 Martosko

2 MR. PEASE: Sure.

3 MR. BAILER: -- just that people
4 who are involved in -- there may be
5 people who know people in this case can
6 sometimes be violent, so I wanted to --

7 MR. PEASE: I mean is there a
8 protective order? I mean it's a pretty
9 standard question. It's been asked of
10 my witnesses.

11 THE WITNESS: Has it?

12 MR. BAILER: Can we just consult
13 for one second off the record?

14 MR. Pease: Sure. Let's go off the
15 record.

16 (Witness and counsel left the room,
17 then rejoined the proceedings.)

18 DIR MR. BAILER: With respect to the
19 last question, I'm going to advise the
20 witness not to answer it any further.

21 He's already provided the city and
22 state, but for personal safety reasons
23 I'm going to advise him not to answer
24 the question at this time, and you can
25 obviously supplement that later if it's

1 Martosko

2 necessary.

3 Q. Okay. I guess I would just
4 follow up by asking what personal safety
5 reasons would you have for not wanting to
6 give your home address.

7 A. The animal rights movement, in
8 particular certain segments of it, are known
9 to be violent, issue death threats, to commit
10 arson, personal physical assaults, and to
11 harass family members, neighbors and friends
12 of people they oppose and who dare to oppose
13 them publicly, and I am such a person. I
14 have personally received e-mail threats. I
15 have personally received U.S. Mail at my
16 house that I consider threatening. I have
17 personally been stalked on line and in public
18 and private places. And I choose not to make
19 myself any more of a target than is
20 necessary.

21 Q. What assaults are you aware of that
22 have been committed by I guess animal rights
23 activists, for lack of a better term?

24 A. Oh, gosh. Well, let's see where to
25 begin. In 2001 David Blenkinsop, who was

1 Martosko

2 related to the SHAC movement, actually was
3 it's leader in the U.K., beat a biomedical
4 research executive with an axe handle while
5 his family watched helplessly.

6 Q. This is in the U.K.?

7 A. That's correct.

8 He -- I believe your client was
9 convicted of making terroristic threats with
10 the -- by threatening to kill the children of
11 a pharmaceutical employee.

12 The FBI's Top 10 Wanted Terrorist
13 lists currently includes one animal rights
14 activist who had been indicted for using
15 improvised explosive devices at the place of
16 business of two biomedical research firms.

17 Let's see. We've had a McDonald's
18 burned to the ground.

19 We've had leaders of the animal
20 rights movement advocate, and I quote,
21 blowing stuff up and smashing windows.

22 We've had your client publicly
23 advocating putting people's windows in, and
24 terrifying them.

25 We've had people sending -- in the

1 Martosko

2 animal rights movement, sending razor blades
3 through the mail which were purported to be
4 infected with AIDS-contaminated blood.

5 Shall I go on?

6 Q. Sure! Yes, if you know of more.

7 A. Those are the ones that immediately
8 come to mind, but I would -- I would
9 presume -- from my research, I would -- I
10 would represent to you that there are dozens
11 more.

12 Q. Okay. Who is Stephanie Wilson?

13 A. To my knowledge, she is an
14 activist, an animal rights activist, or was
15 at one point.

16 Q. Do you know anything else about
17 her?

18 A. Yes.

19 Q. Was she connected to this case in
20 any way?

21 A. To my knowledge, she was a former
22 girlfriend of the plaintiff.

23 MR. BAILER: Of the --

24 A. Of the -- I'm sorry. She was a
25 former girlfriend of the president of the

1 Martosko

2 plaintiff organization, and she is alleged on
3 line -- she is alleged on line to have
4 participated in strategic sessions related to
5 SHAC with persons who were related to this
6 lawsuit, including the plaintiff
7 organization's president, and including
8 others who are -- have been convicted in
9 federal court on terrorism charges.

10 Q. I'm sorry, what was the last part,
11 that she was connect?

12 A. She is alleged on line to have
13 participated in strategic planning
14 discussions with, among others, Nicholas
15 Cooney, who is related to this case, and
16 Joshua Harper and Kevin Kjonaas, Kjonaas
17 spelled K-j-o-n-a-a-s, both of who, those
18 latter people, were convicted in federal
19 court for animal enterprise terrorism and
20 were related to the SHAC movement, so I think
21 she does have quite a bit to do with this
22 case.

23 Q. And when you say she was alleged on
24 line, who was alleging on line that she was
25 doing this strategic planning?

1 Martosko

2 A. Joshua Harper.

3 Q. And what did Joshua Harper say
4 about her online?

5 A. To my recollection, he -- he was
6 supporting her character by saying that he
7 considered her trustworthy and that she had
8 been -- and that Mr. Cooney had brought her
9 to strategic planning missions of the
10 American SHAC movement, and in supporting her
11 character, he was specifically referencing an
12 allegation of forcible rape which she had
13 made against Mr. Cooney, and apparently Mr.
14 Harper was weighing in on the debate, saying
15 that he found Ms. Wilson credible.

16 Q. Who is Hannah Shaw?

17 A. To my understanding, she's an
18 animal rights activist.

19 Q. And is she connected to this case
20 in any way?

21 A. Mr. Cooney identified her in
22 yesterday -- or Wednesday in a photograph on
23 the cover of a publication called Close HLS,
24 and to my understanding, she is an animal
25 rights activist who is familiar with Mr.

1 Martosko

2 Cooney and others in the SHAC movement.

3 Q. What about Kurt Henjes, how is he
4 connected to this case?

5 A. Kurt Henjes, to my understanding,
6 is an attorney that works for
7 GlaxoSmithKline.

8 Q. How about Gina Smith, Esq.?

9 A. I don't recall who Gina Smith is.
10 Can my attorney remind me.

11 MR. BAILER: I'll represent for the
12 record, Brian, that Gina Smith is the
13 attorney for GlaxoSmithKline in the
14 injunction proceedings that I think we
15 discussed yesterday or the day before.

16 THE WITNESS: Okay.

17 MR. PEASE: Thank you.

18 Q. What about the -- what is the Linda
19 and Harry Bradley foundation?

20 A. I'm not terribly familiar with it,
21 but my understanding is it's a charitable
22 foundation.

23 Q. And do they make large grants I
24 guess to the Center For Consumer Freedom?

25 A. It's my understanding based on

1 Martosko

2 information that I was unaware of until
3 recently that that foundation has made
4 contributions to the center.

5 Q. Do you know anything about their
6 purpose or why they would make contributions
7 to the center?

8 A. After I became aware, again, very
9 recently that that was the case I looked at
10 its tax return and found that it had made
11 grants specifically to expand the
12 activistcash.com website, but again, this was
13 recent news to me.

14 Q. Okay. And do you know why they
15 would want to do that, why they would want to
16 expand the activistcash.com website?

17 A. You'd have to ask them.

18 Q. When did the activistcash.com
19 website come into existence?

20 A. I think it was during 2002 at some
21 point, but I -- it's a long time ago.

22 Q. Was that your project, or did
23 somebody else do that?

24 A. It was principally my project, but,
25 again, it was a team effort. There were

1 Martosko

2 quite a lot of people involved in it.

3 Q. Who else was involved, if you can
4 remember anybody?

5 A. I really can't remember. We're
6 talking about employees that may still be
7 there, may not have been there.

8 There was -- I think there was a
9 gentleman named John Doyle, who no longer
10 works at Berman and Company, who was present
11 during some meetings when they discussed the
12 content. I mean he was initially my boss.

13 MR. BAILER: You know, I'm going to
14 object to the question just on the
15 grounds that this case is --

16 A. We're talking about nine years ago.

17 MR. BAILER: -- a lawsuit against
18 the Center For Consumer Freedom, and
19 there's no allegations in this case,
20 there's nothing in this case dealing
21 with the activistcash.com website, so,
22 frankly, it's far afield.

23 MR. PEASE: Well, I mean it's
24 background information.

25 Q. I guess just backing up, when you

1 Martosko

2 said your boss John Doyle, is that your boss
3 at Berman and Company?

4 A. That's correct.

5 Q. And what was his position?

6 A. I think he was a vice-president of
7 Berman and Company, but again, it's years
8 ago; I couldn't be sure.

9 Q. Well, what was his position?

10 A. I think I just said --

11 MR. BAILER: Objection --

12 A. -- vice-president.

13 MR. BAILER: -- asked and answered.

14 Q. I missed it.

15 A. I think I just said, he was
16 Vice-President.

17 Q. Okay, he was Vice-President, okay.
18 And what were his job
19 responsibilities?

20 A. I don't know specifically. He was
21 my boss. I wasn't his.

22 Q. Okay. Did he hire you?

23 A. Mr. Berman hired me.

24 Q. Now, did Mr. Berman have anything
25 to do with The New York Times ad that's the

1 Martosko

2 subject of this case?

3 A. No.

4 Q. And Mr. Berman is the president of
5 Center For Consumer Freedom, correct?

6 A. You know, I think he's the
7 executive director.

8 Q. Okay. And how -- I mean running a
9 New York Times ad is pretty expensive, to
10 take out a full page ad like that. What kind
11 of -- I guess you said it was your idea to
12 run the ad.

13 A. Um-hm.

14 MR. BAILER: Objection.

15 Q. Who decided to fund the ad, or how
16 -- how -- I mean do you have funding now --

17 MR. BAILER: Objection, asked and
18 answered.

19 Q. Do you have funding decisions in
20 terms of if you wanted to -- say you wanted
21 to run an ad in the New York Times. Can you
22 just do that, or how do you -- how would you
23 get approval to do something like that?

24 MR. BAILER: Objection.

25 You can answer.

1 Martosko

2 A. Typically either the executive
3 director or the managing director of the
4 Center For Consumer Freedom would be
5 consulted.

6 My responsibility is mainly content
7 related and strategic. You know, I don't
8 make decisions about where to spend money.

9 But in general, either the
10 executive director or the managing director,
11 sometimes but not always both, would be
12 involved.

13 Q. Who is the managing director?

14 A. James Bowers, B-o-w-e-r-s.

15 Q. And do you know if either Mr.
16 Bowers or Mr. Berman were consulted in this
17 case, prior to running the ad?

18 A. Mr. Bowers was.

19 Q. And was he consulted by you?

20 A. Yes.

21 Q. Okay. And what did you consult
22 about with him?

23 A. I had the idea to run the ad. I
24 had the research to support the allegations I
25 wanted to make in the ad. Mr. Bowers's

1 Martosko

2 responsibility was to -- was to allocate the
3 money to run the ad and to place it with The
4 New York Times and also to supervise the
5 graphic design and layout of such an ad.

6 Q. And you don't know if Mr. Bowers or
7 Mr. Berman had any discussions about this ad,
8 correct?

9 A. I have asked Mr. Bowers a similar
10 question, and he informed me that he had not,
11 but, again, that's -- that's just what he's
12 told me.

13 Q. Okay. Would Mr. Bowers typically
14 have the authority to purchase a full-page
15 New York time ad without consulting Mr.
16 Berman?

17 A. To my understanding, yes.

18 Q. How many full-page ads have you run
19 in the New York Times?

20 A. I'm not sure. Who do you mean by
21 you?

22 Q. Well, you being Berman and Company
23 on behalf of the Center For Consumer Freedom.

24 A. I don't know. I would say
25 somewhere between ten and twenty over the

1 Martosko

2 years? I mean certainly more than a few, but
3 I don't know how many.

4 Q. Okay. Can you remember what some
5 of the topics of those other advertisements
6 were?

7 A. There was one related to a
8 statement made by Humane Society of the
9 United States, President Wayne Pacelle,
10 P-a-c-e-l-l-e, to the effect that Michael
11 Vick, the convicted dog fighting kingpin,
12 would do a good job as a pet owner. We made
13 a full-page ad addressing that.

14 Q. Okay.

15 A. That's one that comes to mind.

16 Q. And you posted Twitter comments
17 under an account called Small Dog Vet; is
18 that correct?

19 A. I don't know anything about that
20 Twitter account.

21 Q. So your testimony is you don't know
22 anything about the Twitter account Small Dog
23 Vet?

24 A. I don't know anything about that
25 Twitter account.

1 Martosko

2 Q. Okay. Have you promoted that --
3 the ad that you just spoke of, the Michael
4 Vick ad, have you promoted that on Twitter at
5 all?

6 A. Not to my knowledge. I haven't
7 used Twitter in well over a year.

8 I mean put it this way. I haven't
9 used Twitter in conjunction with my work in
10 quite a while. I -- I just haven't, haven't
11 done that. I think for the most part my
12 Twitter, my personal Twitter account has
13 remained dormant.

14 Q. And what is your personal Twitter
15 account?

16 A. You know, I obviously forget
17 whether it's D. Martosko or David Martosko.

18 I just -- I don't find it terribly
19 useful.

20 Q. And do you remember posting
21 something on the 13th of May, saying there is
22 something amiss when Public Relations
23 Tactics, a newspaper from the Public
24 Relations Society of America, has a glaring
25 typo in a, dot dot dot?

1 Martosko

2 A. I posted that on LinkedIn.

3 Q. Okay.

4 A. If it appeared on Twitter, I don't
5 know how that's happened.

6 Q. It's connected.

7 A. That's news to me.

8 Q. Okay. What is your LinkedIn
9 account?

10 A. I think it's just Martosko.

11 Q. And do you use any and -- have you
12 used any other Twitter accounts that are not
13 your name, similar to how you described you
14 used FaceBook account it was not your name?

15 A. In that fashion no.

16 Q. Well, in what fashions have you
17 used Twitter accounts that are not in your
18 name?

19 A. I made a humorous project once that
20 had absolutely no bearing on my -- my work.
21 It was purely a project to learn how to use
22 Twitter and to have some fun.

23 Q. Okay. Were you supposed to speak
24 on March 1st of this year at the Alberta
25 Chicken Producers' General Meeting?

1 Martosko

2 A. Yes.

3 Q. And what was the topic of that
4 speech going to be?

5 A. I don't recall. It may have been
6 something related to animal activism.

7 Q. Okay. And was that speech
8 cancelled for some reason?

9 A. I cancelled it.

10 Q. And why did you cancel that?

11 A. In consultation with Mr. Berman, I
12 decided that it was best for me to keep a low
13 profile for a short period of time.

14 Q. Why was that?

15 A. Because I had been consistently
16 personally attacked on line, and I decided
17 that I could best do my job from behind the
18 scenes.

19 Q. What ways were you personally
20 attacked on line?

21 A. A FaceBook group on a website were
22 started to attack in a very juvenile way the
23 work I did, and a website was started to
24 embarrass me personally.

25 Q. What was that website?

1 Martosko

2 A. I think it was called
3 aboutDavidMartosko.com.

4 Q. Okay. On April 7th were you
5 supposed to speak for the New York Farm
6 Bureau?

7 A. Yes.

8 Q. And was the topic that speech going
9 to be defending against activist cameras or
10 something of that nature?

11 A. I don't know. I don't remember the
12 specific topics, but it was something about
13 animal activist.

14 Q. And was that speech also cancelled?

15 A. Yes.

16 I cancelled it.

17 Q. And was that for the same reason --

18 A. Yes.

19 Q. -- or a different reason?

20 All right. Are you aware of some
21 of the pending proposals to ban taking of
22 photographs at animal farms?

23 A. I've heard of such proposal.

24 Q. Is that as part of your job to work
25 on trying to pass such measures?

1 Martosko

2 A. No.

3 Q. Does the Center For Consumer
4 Freedom take a position on measures such as
5 that?

6 A. I don't know if we've taken a
7 public position. I don't believe we have
8 taken public position, but I could be wrong.
9 I certainly don't know of a public position
10 we take.

11 Q. What is the mission statement for
12 the Center For Consumer Freedom?

13 A. It's been a long time since I've --
14 well, it's been a while since I looked at it.
15 I would say it's -- I mean the public-issued
16 statement is to protect consumer choices and
17 to defend personal responsibility in matters
18 of diet. In terms of its technical legal
19 mission statement, I'd have to consult with
20 tax papers.

21 Q. How do you determine -- when you're
22 making statements on behalf of the center or
23 setting up press releases, how do you
24 determine if you're going to take a position
25 one way or another on a particular topic?

1 Martosko

2 A. After ten years of working at
3 Berman and Company it generally becomes
4 pretty obvious. I mean if an issue relates
5 to a topic which could threaten to reduce the
6 available choices of consumers in the food
7 and beverages they eat and feed their
8 families, it typically is ripe for
9 discussion, but these are always
10 philosophical decisions, never motivated by
11 anything other than the mission of the
12 center.

13 Q. Does the center have a position --
14 does the center allow -- I mean -- let me
15 rephrase that.

16 Where does the center draw the line
17 in terms of what types of practices would be
18 acceptable to do to an animal versus not?

19 MR. BAILER: Objection.

20 A. I'm not -- I'm not sure I
21 understand the question, honestly.

22 Q. Well, for instance, the center
23 opposes -- I guess are you familiar with
24 Proposition 2, for instance, in California --

25 A. Yes.

1 Martosko

2 Q. -- a couple years ago banning
3 intensive confinement of animals on factory
4 farms?

5 I believe the center opposed that
6 ballot initiative. Is that correct?

7 MR. BAILER: I'm going to object to
8 that question on the ground that we're
9 getting really far afield from the
10 subject matter of this complaint, and
11 unless you can tie it to something
12 that's relevant to this case, I'd like
13 to get back to things that we're here
14 for.

15 Q. Yeah, I'm just trying to determine
16 the center's position, and how it might --
17 how -- you know, if there's anything the
18 center agrees with, with the Humane League of
19 Philadelphia, for instance, or the Humane
20 Society of the United States, or if it's
21 completely diametrically opposed as an
22 organization.

23 I mean, for instance, Humane Watch
24 uses a logo that is similar to the Humane
25 Society of United States's logo, correct?

1 Martosko

2 A. Yes.

3 MR. BAILER: Objection.

4 Q. And I guess the idea is to
5 supporters of the Humane Society of the
6 United States, and try to perhaps convince
7 them that they should not be supporting that
8 organization?

9 MR. BAILER: Objection.

10 A. The purpose is to reach members of
11 the public at large and explain to them what
12 the Humane Society of the United States is
13 and what it isn't, in a balanced way that --
14 in a balanced way.

15 Q. Okay. And is it the Center For
16 Consumer Freedom's position to promote any
17 type of animal agribusiness practice?

18 A. No, not to promote any particular
19 practice.

20 Q. Or to defend any type of practice
21 against legislation?

22 A. Against legislation? I don't
23 believe so. The Center For Consumer Freedom,
24 if it does any lobbying at all, it's
25 diminimus.

1 Martosko

2 Q. Okay. But the position is that you
3 want to protect people's food choices; is
4 that fair?

5 A. That's correct.

6 Q. And so you want to leave open --
7 okay. So why -- why would the Center For
8 Consumer Freedom oppose Proposition 2, for
9 instance?

10 MR. BAILER: Objection. Again,
11 this goes back to my same objection from
12 before. Proposition 2 has absolutely
13 nothing to do --

14 THE WITNESS: (Speaking
15 simultaneously).

16 MR. BAILER: -- with any issues --
17 Let me just finish my objection
18 first.

19 THE WITNESS: I apologize.

20 MR. BAILER: -- with any allegation
21 in this case, and I would suggest that
22 we get back to the matters that are
23 relevant.

24 MR. PEASE: Well, I just have a
25 couple questions on this line. I'm just

1 Martosko

2 trying to determine the bias of the
3 organization, if there is any.

4 MR. BAILER: And I've allowed, you
5 know, your examination on the background
6 of CCF and so forth, but getting into a
7 position taken on a proposition in
8 California that, again, has just
9 absolutely nothing to do with this case
10 seems to be quite far afield.

11 Q. I mean it's one simple question,
12 which is why does the Center For Consumer
13 Freedom, if there is a reason, why did it
14 oppose Proposition 2.

15 MR. BAILER: Again, I'm going to
16 object to the question.

17 But if you can answer it, I'll let
18 you answer that.

19 A. To the best of my recollection, the
20 reason the center opposed Proposition 2 was
21 because we believed it was deceptive on its
22 face.

23 Q. And why was it deceptive on its
24 face?

25 A. Because while it purported to

1 Martosko

2 advocate for farm reforms in the interests of
3 animal welfare, it actually advocated for
4 reforms that would result in a decrease of
5 animal standards and in the long run the
6 increase of egg prices and perhaps the
7 wholesale demolition or I should say
8 wholesale taking apart of the egg farming in
9 California, which we believe would to be to
10 consumers' detriment.

11 Q. And how would allowing animals to
12 fully extend their limbs and their wings be a
13 detriment to animal welfare?

14 MR. BAILER: Objection.

15 A. This is -- I fail to see why this
16 is relevant, but since you asked, numerous
17 animal welfare specialists, including Dr. Joy
18 Menche from UC Davis and numerous studies
19 which if you would have warned me, I would
20 have brought a bibliography, support the
21 notion that cage-free egg-laying systems
22 promote disease and result in vastly higher
23 mortality and injury rates among the birds,
24 and I think you'd agree with me, counselor,
25 that increased mortality and injury rates are

1 Martosko

2 not in the best interests of animals.

3 Q. Okay. And what I'm trying to --
4 I'm not just digging here to find out all
5 your opinions about every topic. I just --
6 what I'm trying to find out is in running
7 these New York Times ads, you know, we talked
8 about the Michael Vick ad recently, and it
9 was attacking the Humane Society for I guess
10 associating with Michael Vick. Is that fair?

11 A. No.

12 MR. BAILER: Objection.

13 Q. Or for advocating that Michael Vick
14 should perhaps be allowed to own a dog again,
15 I guess; was that the purpose in the end?

16 A. The propose of the ad was to expose
17 the hypocrisy of the Humane Society of the
18 United States for purporting to protect
19 animals while advocating -- while its
20 President advocated that a convicted dog
21 fighting kingpin should be a pet owner.

22 Q. Right, okay. And that's exactly
23 the distinction -- and maybe I'm not phrasing
24 my questions in the most conducive manner to
25 do this, but I'm just trying to determine

1 Martosko

2 where the Center For Consumer Freedom draws
3 the line in apparently it's opposed to dog
4 fighting; that's why it was using this ad to
5 describe (speaking simultaneously) --

6 MR. BAILEN: Objection.

7 A. It's hypocrisy (speaking
8 simultaneously) --

9 (Discussion off the record.)

10 (Record read.)

11 Q. -- a connection apparently between
12 the Humane Society of the United States and a
13 convicted dog-fighter; is that fair?

14 MR. BAILER: Objection.

15 A. We thought it was likely that not
16 enough Americans were aware that the
17 president of one of the richest animal rights
18 groups was advocating for pet ownership by
19 dog fighting convicts, especially given the
20 fact that this organization had received a
21 50,000-dollar check from the Philadelphia
22 Eagles prior to beginning such endorsement.
23 We believe that was hypocritical, and it was
24 the subject of public controversy.

25 Q. And does the Center For Consumer

1 Martosko

2 Freedom have a position on dog fighting per
3 se?

4 A. I don't know that we've ever
5 commented but it, but I think it's fair to
6 say that everybody at Berman and Company,
7 myself included, and everybody involved at
8 the Center for Consumer Freedom opposes dog
9 fighting. I think it's -- I think it's -- I
10 would consider it an insult if anyone
11 suggested otherwise.

12 Q. And that's just what I'm trying to
13 figure out. You're against dog fighting, but
14 are you against anything that an industry
15 would do to an animal, or is dog fighting the
16 only example of a practice you would oppose
17 in terms of what's done to an animal?

18 MR. BAILER: Objection.

19 A. You'd have to be more specific. I
20 mean that's a very broad question.

21 Q. Well, I tried to start with
22 Proposition 2 to figure out there's a
23 distinction that you draw between dog
24 fighting and, say, confining an animal in a
25 cage that's so small it can't extend its

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Martosko

limbs or its wings, but I'm trying to figure out if there's some point at which the Center For Consumer Freedom determines that this is okay, this practice is not okay. Is there any --

MR. BAILER: (Speaking simultaneously) --

(Discussion off the record.)

(Record read, as follows:

"Question: "Is there any" --)

Q. Well, let me rephrase the question.

In the scale of intensive confinement of animals on a farm at one end and dog fighting at the other end, is there some point at which the Center For Consumer Freedom would say this -- this practice is unacceptable, besides dog fighting, which you've already testified you and everybody else there opposes?

MR. BAILER: Objection.

A. Okay. The center's North Star is protecting the choices of consumers in the food marketplace. It is neither an animal protection organization principally nor is it

1 Martosko

2 an organization that speaks out against
3 issues that don't impact consumer food
4 choices, so, you know, that's why a topic
5 like dog fighting would generally be beyond
6 the scope of the center's work.

7 Q. And is the center funded by animal
8 agribusiness?

9 A. I don't know.

10 MR. BAILER: Objection.

11 THE WITNESS: Objection?

12 MR. BAILER: And the objection is
13 on First Amendment grounds.

14 So the funding of a charitable
15 nonprofit, I will let the witness answer
16 whether he knows or not.

17 MR. PEASE: Well, I think he
18 already did answer.

19 A. (Continuing) I don't know.

20 MR. BAILER: But I'm not going to
21 allow him to answer any further.

22 But you're right; he's already let
23 the cat out of bag.

24 THE WITNESS: I'm sorry.

25 A. (Continuing) I do not know.

1 Martosko

2 Q. Okay. And did you use the -- you
3 mentioned the name Preston Davis earlier?

4 A. Um-hm.

5 Q. Did you use that name to enroll in
6 any animal rights conferences in the past?

7 A. Preston Davis? I don't recall
8 doing so.

9 Q. Well, have you attended any animal
10 rights conferences in the past?

11 A. What do you consider a conference?

12 Q. A large gathering of -- well, let's
13 say have you attended any gathering of animal
14 rights activists in the past.

15 A. Yes.

16 Q. And what were some of those?

17 A. I haven't done so for quite a
18 while.

19 I have attended a few protest
20 rallies related to the SHAC movement for
21 purposes of research.

22 I have attended a handful of
23 outdoor rallies in public places merely to
24 observe and gain knowledge about the
25 movement.

1 Martosko

2 I have attended one of the national
3 animal rights conferences that's held by the
4 farm animal rights movements.

5 Q. Which year was that, if you
6 remember?

7 A. It might have been 2002. It's
8 quite while ago, but to my knowledge, I've
9 only been to one of those.

10 You know, it hasn't been my habit
11 to dash in any broad way to -- to attend a
12 lot of these things.

13 Q. Have you -- do you remember
14 attending a 2005 Grass Roots Animal Rights
15 Conference, something called Grass Roots
16 Animal Rights Conference?

17 A. I did not attend that.

18 Q. Okay. Have you used any other
19 methods to surveil animal activists other
20 than using FaceBook profiles?

21 MR. BAILER: Objection.

22 A. Can you restate the question?

23 Q. Well, part of your job at Berman
24 and Company is to monitor the animal rights
25 movement; is that fair?

1 Martosko

2 A. That's fair.

3 Q. And what methods do you use to do
4 that?

5 A. Oh, on-line research of open
6 sources, reading ListServes, getting on e-mail
7 distribution lists, reading news articles,
8 you know, the kinds of research that any
9 investigative journalist or other
10 professional researcher would engage in.

11 Q. Do you ever use private
12 investigators?

13 A. I have not.

14 Q. Does Berman and Company or Center
15 For Consumer Freedom use private
16 investigators to monitor activists?

17 A. Not to my knowledge.

18 Q. Okay. Or do they -- do they
19 monitor activists outside of the Internet, in
20 other words, in person?

21 I mean you've said you've attended
22 a few conferences here and there. Any other
23 instances of actually monitoring in -- out in
24 the real world, not on the Internet,
25 activities of activists?

1 Martosko

2 MR. BAILER: Objection.

3 A. It's a pretty broad
4 characterization. I mean "monitoring" could
5 mean anything.

6 We don't make a habit of
7 surveilling individuals for any purpose. We
8 don't -- you know, we sometimes attend events
9 for -- to educate others and to research, but
10 we don't -- I would say no, we generally
11 don't.

12 Q. Do you ever pose as an anonymous
13 supporter of the Center For Consumer Freedom
14 on the Internet?

15 A. An anonymous supporter of the
16 Center For Consumer Freedom?

17 Q. Such as posting comments,
18 supporting positions that the Center For
19 Consumer Freedom has taken?

20 A. I don't recall doing that.

21 Q. Okay. And do you remember the
22 Center For Consumer Freedom posting an ad
23 offering a lucrative financial incentive plan
24 for employees?

25 A. I don't recall that.

1 Martosko

2 Q. Is there any type of incentive plan
3 for employees of -- I'll say Mr. Berman,
4 meaning any of his entities, the Center For
5 Consumer Freedom, Berman and Company, is
6 there any incentive plan based on how much
7 disruption they can cause or getting any type
8 of particular results against activist
9 groups?

10 MR. BAILER: Objection.

11 You can answer.

12 A. I would say no.

13 Q. So people are just paid a set
14 salary, and that's how the compensation
15 works?

16 A. No.

17 Q. Well, how does the compensation
18 work?

19 A. People are -- generally have a
20 salary at Berman and Company, and then
21 there's a -- there's a profit sharing program
22 which is based on a wide variety of criteria.
23 They're mostly performance based.

24 Q. And how is the performance
25 evaluated?

1 Martosko

2 A. Mr. Berman evaluates it.

3 Q. And do you know what criteria he
4 uses?

5 A. Among other things, he looks for
6 examples of employees exceeding his
7 expectations, showing initiative to do things
8 on their own, having a team attitude, you
9 know, taking ownership of projects, and being
10 entrepreneurial. You know, he looks for
11 go-getters and engaged employees.

12 Q. Okay. Do you know who Nathan
13 Winograd is?

14 A. Yes.

15 Q. Who is he?

16 A. He is an animal welfare author and
17 advocate for what you would call no-kill
18 animal sheltering.

19 Q. Okay. Are there any financial
20 arrangements between Mr. Winograd and either
21 Berman and Company or Center For Consumer
22 Freedom?

23 A. No.

24 Q. No? Okay.

25 Or have there ever been financial

1 Martosko

2 transactions between --

3 A. No.

4 Q. -- Mr. Winograd --

5 On or about March 12th, 2007 do you
6 remember attending a national conference on
7 organized resistance in Washington, D.C.?

8 MR. BAILER: I'm sorry. What was
9 the date of that?

10 MR. PEASE: March 12th, 2007.

11 MR. BAILER: 2007.

12 A. I'm not sure if that's the date,
13 but I do -- I do recall that there was an
14 event that year. I don't believe I attended
15 that one.

16 Q. No? Okay.

17 Have you attended other similar --
18 well, have you attended that conference, the
19 National Conference on Organized Resistance,
20 in different years?

21 A. Once I believe.

22 Q. Once?

23 When was that?

24 A. I believe it was the 2006 event.

25 Q. Okay. What was the purpose of

1 Martosko

2 attending that conference?

3 A. The same as other events, to
4 observe persons involved in animal rights
5 activism and other activism, and to learn
6 what was going on in the movement, and
7 document some of that information so we could
8 use it to increase our understanding.

9 Q. Okay. Did you document it with a
10 video?

11 A. I didn't personally, but I know
12 there was a video made of that 2006 event.

13 Q. Who made the video?

14 A. You know, I can't recall exactly
15 who it was, but I went with another person.

16 Q. Who was the other person?

17 A. I don't recall exactly who it was.
18 It was another employee of Berman and
19 Company.

20 Q. Was Mr. Cooney at that conference;
21 do you remember?

22 A. Yes.

23 Q. Okay. And were you following him
24 at the conference?

25 A. I observed his speech, but I

1 Martosko

2 wouldn't say I was following him.

3 Q. And what speech was that, or what
4 was -- I'm sorry. What was the content --
5 what was the general content of his speech?

6 A. To my recollection, it was a speech
7 about -- it was a speech defending radicalism
8 in the animal rights movement.

9 Q. And was that the speech that was
10 played on video at Mr. Cooney's deposition?

11 A. I believe so.

12 Was that the 2006 speech? I don't
13 recall. I --

14 Q. And that video would have been --

15 A. It might have been.

16 Q. Was that video made by your
17 associate, I guess, or the person that you
18 went with?

19 A. I don't recall which year's video.
20 I know we have video from 2006 and 2007, but
21 I don't recall which one was played
22 Wednesday.

23 Q. Okay. Okay, regarding the Greg
24 Davis or Preston Davis FaceBook account, in
25 May of 2010 did you use that account to post

1 Martosko

2 comments on the Stop Humane Watch FaceBook
3 group urging members to commit acts of
4 violation against Conklin Dairy?

5 A. I don't recall doing that.

6 Q. Do you recall posting on the Stop
7 Humane Watch FaceBook page using your Preston
8 Davis account at any time?

9 A. I may have, but I don't recall
10 specifically.

11 Q. Okay.

12 A. I -- I wouldn't dispute that I did,
13 but I don't recall it.

14 Q. Okay. Would you dispute that you
15 used the account to urge members to commit
16 acts of violation against Conklin Dairy?

17 A. I don't recall doing that.

18 Q. Okay. Is it something that you
19 might have done?

20 Is it do you absolutely deny having
21 done it --

22 A. No.

23 Q. -- or is it something that you
24 can't --

25 A. I just don't recall.

1 Martosko

2 Q. Okay. Have you ever used your
3 FaceBook account to urge animal rights
4 activists to commit acts of violence?

5 A. I don't recall doing it.

6 Q. And is it something that you would
7 do?

8 A. I don't believe so, but I can't
9 recall.

10 Q. Have you ever used the Small Dog
11 Vet -- I know you already testified that
12 you're not aware of the Twitter account, but
13 have you used that name in commenting on
14 other -- any other social --

15 A. I believe I used it once.

16 Q. When was that?

17 A. I don't recall when.

18 Q. Do you remember what the general
19 content was of --

20 A. No, I don't.

21 Q. -- of why you used it?

22 A. No, I don't.

23 Q. And when you say "it," you just
24 mean you used that -- that screen name as
25 opposed to comments somewhere?

1 Martosko

2 A. That's my understanding, but I
3 don't recall what it was about.

4 Q. Okay.

5 A. Whenever it was, it was certainly
6 long after the period of controversy in this
7 case.

8 Q. Okay. Well, "long after the period
9 of controversy." What would you say the
10 period of controversy in this case is?

11 A. Roughly the period from
12 Thanksgiving 2008 during the day the ad ran
13 in The New York Times, which I believe is
14 December 11th, 2008. Perhaps before that,
15 but certainly not after it.

16 Q. And when you ran -- prior to
17 running the ad did you have some
18 correspondence with The New York Times about
19 the validity of the ad, the validity of the
20 claims in the ad I should say?

21 A. We had typical ordinary
22 correspondence. You know, we sent the ad
23 along with a large stack of supporting
24 documents, and then we supplemented that with
25 a second e-mail, I believe, supplying one

1 Martosko

2 additional piece of information, and
3 subsequently The Times agreed without any
4 objection to run the ad.

5 (Discussion off the record.0.

6 A. And subsequently we supplemented
7 that information with one additional e-mail
8 providing initial information about the
9 claims of the ad, and then The Times ran the
10 ad.

11 Q. Did they initially indicate any
12 doubts about the validity of the information?

13 A. No.

14 Q. Did The Times indicate that the
15 initial backup information that you provided
16 may have not been sufficient to justify the
17 claims in the ad?

18 A. Well, as I said, we supplemented
19 with one piece of information which we
20 neglected inadvertently to include in the
21 first e-mail, but -- but no, they found no
22 problem with it.

23 Q. What was the piece of information
24 that you neglected to include?

25 A. It was the specific content of the

1 Martosko

2 Animal Enterprise Protection Act. It's
3 significant because the sole title of that
4 law is titled Animal Enterprise Terrorism,
5 and that was significant, because in the ad
6 we referred to "the SHAC-7," S-H-A-C hyphen
7 7, case in which SHAC leaders were convicted
8 of terrorism, and we thought it was helpful
9 to justify that statement by pointing out
10 that although the law was entitled Animal
11 Enterprise Protection Act, its sole title was
12 titled Animal Enterprise Terrorism, so we
13 supplied that information as a supplement.

14 Q. Okay. And you're aware that none
15 of the SHAC-7 that you've identified -- well,
16 first of all, who are the SHAC-7, in your
17 mind?

18 A. Kevin Kjonaas, K-j-o-n-a-a-s,
19 Joshua Harper, Andrew Stepanian,
20 S-t-e-p-a-n-i-a-n, Lauren Gazzola, G-a-z-z-o
21 and I don't know if it's one L or two, Darius
22 Fulner, F-u-l-n-e-r, Jacob Conroy, and then
23 SHAC U.S.A. itself, which was -- originally
24 there was a defendant named John McGee, but
25 he was dropped from the case, and then so

1 Martosko

2 colloquially SHAC-7 came to mean those six
3 individuals plus SHAC USA, the organization,
4 all of which were convicted in federal court.

5 Q. Okay. And do you have any evidence
6 that any of those individuals were members of
7 the Humane League of Philadelphia?

8 A. I'd have to know what you mean by
9 members.

10 Q. Well, how do you think they were
11 connected to the Humane League of
12 Philadelphia, if you think they were
13 connected?

14 A. We heard yesterday David Lambon,
15 who sat on the Board of the Humane League of
16 Philadelphia, testified that all of the
17 members of the SHAC-7 were his close personal
18 friends.

19 The Humane League of Philadelphia
20 was originally founded as SHAC hyphen Philly,
21 which was -- described itself as a Chapter of
22 SHAC, so to my understanding, the Humane
23 League of Philadelphia was merely the most
24 recent incarnation of SHAC-Philly, and
25 nationally the SHAC-7 were SHAC's leaders.

1 Martosko

2 Q. And when you say that the
3 SHAC-Philly organization described itself as
4 a Chapter of SHAC, on what basis do you make
5 that allegation?

6 A. I'm sure I've seen document. I
7 can't remember -- recall whether it was the
8 e-mail from the gentleman calling himself
9 Marc, M-a-r-c. I believe there was an e-mail
10 sent out 2001 or 2002 which said we're
11 forming a new chapter of SHAC, or we're
12 calling SHAC-Philly, you know, a name -- I
13 believe the word Chapter was used.

14 And then regardless, I think it's
15 -- I think it's fair to conclude that when an
16 organization names itself after a national
17 organization and it designates itself with a
18 local name, it's fair to conclude there's a
19 connection. I think a reasonable person
20 would conclude that.

21 Q. But you're aware that shortly after
22 this SHAC-Philly group formed that it did
23 change its name to Hugs For Puppies?

24 A. Yeah, within a year or so I
25 believe.

1 Martosko

2 Q. Okay. And then you're aware that
3 that entity was not incorporated, to your
4 knowledge, at that time?

5 A. My understanding is that that
6 entity incorporated itself approximately two
7 and a half years later.

8 Q. Okay. And why do you think it was
9 that entity that incorporated itself as
10 opposed to a new entity coming into
11 existence?

12 A. It had the same name, it had the
13 same leadership, they used the same e-mail
14 addresses, it operated the same ListServ, it
15 had -- it appeared to be carrying on the same
16 activity, and furthermore, we, I mean the
17 Center For Consumer Freedom and myself
18 personally, had made many public statements
19 to that effect beginning in 2005 and going
20 through 2006, so this predates the ad by a
21 couple of years, and no one ever attempted to
22 correct us on this. Mr. Cooney certainly had
23 ample opportunity to do so. So I think my
24 conclusions were sound.

25 Q. And you've never received or you

1 Martosko

2 don't remember ever receiving any
3 correspondence from Humane League or anyone
4 else challenging your assertion that
5 SHAC-Philly --

6 A. No.

7 Q. -- was a chapter of SHAC?

8 A. No, I don't believe anyone has ever
9 contradicted --

10 Q. Or any of the other claims that
11 were made in the advertisement?

12 A. No. We received no such
13 communication.

14 Q. And the press release, you said
15 that you released a press release at some
16 point prior to the ad, making similar
17 allegations?

18 A. I'm not sure if it was a press
19 release. I remember preparing a press
20 advisory. It was like a two-page summary of
21 the facts and the evidence prior to the ad
22 actually running, but --

23 Q. And then I guess there is a
24 Philadelphia Inquirer letter or Op Ed or
25 something like that that you wrote, making

1 Martosko

2 similar --

3 A. That was one of the things that I
4 referred to which was in 2006.

5 Q. Okay.

6 A. I believe there were three letters
7 to the editor, which all ran in eastern
8 Pennsylvania, challenging an Op Ed which Mr.
9 Cooney had authored in which he portrayed
10 himself as a mild-mannered animal welfare
11 advocate. I took exception to that given his
12 history and his organization's history.

13 Q. And you don't remember getting any
14 feedback from either the press advisory or
15 the letters that you wrote?

16 A. Well, the press advisory was in
17 2008, the letters were in 2006, and to my
18 knowledge, we received no indication of any
19 contradictory nature at any point regarding
20 those assertions.

21 Q. If an e-mail had been sent to just
22 a general Center For Consumer Freedom inbox I
23 guess, would that have gone to you, or who
24 checks that?

25 A. It would have gone to at least two

1 Martosko

2 of us, depending on when, maybe three of us.
3 I mean it gets ricocheted to several people
4 so that everything that comes in is seen by
5 somebody (inaudible) But yes, I would have
6 seen i.

7 MR. BAILER: Brian, I don't mean to
8 cut you off on a line of questioning,
9 but whenever we can take a break.

10 MR. PEASE: Sure.

11 (Recess taken.)

12 Q. All right. Ready to go back on the
13 record?

14 A. Sure.

15 Q. All right, back on the record.

16 All right, so do you remember
17 corresponding with Steph Jesperson at The New
18 York Times?

19 A. Yes.

20 Q. Who is that person?

21 A. I don't know what Steph's role is
22 at The New York Times, but that was the
23 contact person that Mr. Bowers sent the ad
24 to, and that was our contact person at The
25 Times.

1 Martosko

2 Q. Okay. And when you followed up
3 with that additional information about the
4 Animal Enterprise Protection Act, do you
5 remember writing in the e-mail something to
6 the effect of per our phone conversation here
7 is additional information?

8 A. You have to show me the e-mail, but
9 if that's what I wrote, that's what I wrote.

10 Q. Well, okay. I guess the question
11 is do you remember having a phone
12 conversation with her prior to the e-mail.

13 A. I vaguely recall sitting in on a
14 phone conversation on a speakerphone that --
15 that was held between Steph and I think James
16 Bowers, but I don't remember what was said.

17 Q. You don't remember anything that
18 was said in that conversation?

19 A. It's a phone call two and a half
20 years ago. No.

21 Q. Okay. And then would it offend
22 your recollection if Steph responded that
23 thank you for the additional information,
24 I'll review it with legal staff and back to
25 you?

1 Martosko

2 A. Would it offend my recollection?

3 Q. Well, do you remember her saying
4 she'd get back to you after reviewing the
5 additional materials you'd sent, and
6 reviewing it with legal staff?

7 A. She may have, but again, you'd have
8 to show me the e-mail. I don't recall an
9 e-mail that I sent to her, obviously.

10 Q. Okay. Do you remember her --

11 MR. BAILER: I think Steph is a
12 man, actually.

13 THE WITNESS: Oh, I apologize. I
14 don't remember that.

15 (Laughter.)

16 Q. Okay. Do you remember Steph
17 getting back to you, after receiving this
18 e-mail, with any additional information?

19 A. All I remember subsequent to that
20 is an approval from The Times, and that was
21 it.

22 Q. What form did that approval take?

23 A. Mr. Bowers informed me that the ad
24 had been approved. I -- I -- I believe it
25 was -- well, it had to -- had to be an e-mail

1 Martosko

2 or a phone call, but I don't recall which.

3 Q. Okay. All right. And you have a
4 couple DUI convictions; is that correct?

5 A. No.

6 Q. No?

7 Have you ever been arrested for
8 drinking while intoxicated -- driving while under
9 the influence?

10 A. Yes.

11 MR. BAILER: I'm going to object.

12 THE WITNESS: I'm sorry.

13 MR. BAILER: I was going to object
14 to this line of questioning, but the
15 witness has already answered.

16 MR. PEASE: Okay. Well, I mean you
17 went quite into detail on a lot of
18 arrests and background of --

19 MR. BAILER: Well, it was directly
20 relevant to the allegations that the
21 members and that the organization was a
22 terrorist group.

23 MR. PEASE: Well, yeah, but you
24 even got into these allegations of like
25 rape and stuff like that. I mean it was

1 Martosko

2 just things that are just way outside --
3 I mean I'm just trying to get background
4 of the witness and, you know, past
5 arrests and convictions and --

6 MR. BAILER: He's answered your
7 question, so let's move on.

8 MR. PEASE: Okay.

9 Q. Okay, but so you've been arrested a
10 couple times?

11 MR. BAILER: Asked and answered,
12 objection.

13 Q. Okay. Is Mothers Against Drunk
14 Driving one of the groups that Center For
15 Consumer Freedom opposes?

16 A. I'm not --

17 MR. BAILER: Objection to the form
18 of the question.

19 Q. Well, the Center For Consumer
20 Freedom campaigned on issues taking an
21 opposite position, I guess, of Mothers
22 Against Drunk Driving or --

23 MR. PEASE: Let me strike that.

24 Q. Has Center For Consumer Freedom
25 been critical of Mothers Against Drunk

1 Martosko

2 Driving in its publicity campaigns?

3 A. If it has, it was a long time ago,
4 and -- and if so, only rarely.

5 Q. Okay. And then I guess you were
6 arrested in July of 2010 for trespass on
7 school or church property, public swearing,
8 and intoxication; is that --

9 MR. BAILER: Again, I'll object. I
10 mean this ad was in December of 2008,
11 and there is absolutely no relevance for
12 anything that happened, frankly, after
13 December 2008, so something that
14 happened I think you said July of 2010
15 is completely irrelevant in this case
16 and is getting into issues that have no
17 bearing on any matter that's before us,
18 so --

19 MR. PEASE: Okay. Well, I think
20 it's relevant, and this is a deposition,
21 this isn't a trial, and certainly this,
22 you know, probably won't be admissible
23 at trial, but I think, you know, I'm
24 just entitled to just ask a couple of
25 questions to know who I'm dealing with,

1 Martosko

2 the background of the witness, what --

3 MR. BAILEN: And I've given you
4 substantial leeway on that. And, again,
5 you know, to the extent there's been
6 things that have been publicly disclosed
7 about this, you have them, obviously,
8 because you've asked the questions, so I
9 really don't see where this is going
10 other than to harass the witness.

11 MR. PEASE: Well, I just want to
12 know if it's accurate, that arrests
13 occurred, and what --

14 MR. BAILER: I will allow the
15 witness to answer whether he was
16 arrested or not, but I don't think
17 you're entitled to get into anything
18 further than that.

19 A. There was an arrest, and the
20 charges were subsequently dismissed.

21 Q. And what was the incident? Why
22 were you charged with public intoxication and
23 I guess swearing on church -- trespass on
24 school church property? What --

25 MR. BAILER: Again, you have the

1 Martosko

2 charges. He said -- he's testified they
3 were dismissed. I really don't see
4 where this is going.

5 You know, yesterday the witness
6 claimed that he was sick, and when I
7 inquired about his sickness -- and he
8 used this excuse about his sickness
9 throughout the deposition -- he refused
10 to answer, and you did not instruct him
11 to answer about his sickness, and this
12 is --

13 MR. PEASE: Well, that's not true!
14 I stated an objection. In fact, I asked
15 you if you had any response to the idea
16 that, you know, HIPA might prohibit you
17 from asking that question.

18 MR. BAILER: It didn't apply.

19 MR. PEASE: But then the witness
20 answer your question. I don't think you
21 asked him anything after that point that
22 he -- he didn't refuse to answer
23 anything. I think he was willing to
24 answer, and I was just saying, you know,
25 maybe you shouldn't be --

1 Martosko

2 MR. BAILER: No. He refused to
3 answer. If you look at the transcript,
4 you'll see he refused to answer. He
5 would not answer when I asked him what
6 his sickness was, and again --

7 MR. PEASE: Okay, but we're not
8 talking about --

9 MR. BAILER: And that was during
10 the time period relevant to this case.
11 You're talking about things that
12 happened years after the publication of
13 the ad that is the sole and only claim
14 in this case.

15 MR. PEASE: Yeah, but I'm not
16 asking for private medical records. I'm
17 not asking for, you know, psychological
18 history and things like that. I'm just
19 asking about conduct that occurred, and
20 I'm wondering what, you know, what the
21 conduct was.

22 Q. So, you know, I'll just state the
23 question again. What were you doing on July
24 8th, 2010 to led to your arrest for trespass
25 on school church property, and public

1 Martosko
2 swearing and intoxication?

3 MR. PEASE: And if you're going to
4 direct him not to answer then, then you
5 know, we can pursue whatever remedies
6 may be available, but I think I'm
7 entitled to ask the question.

8 DIR MR. BAILER: I'm going to instruct
9 the witness not to answer this.

10 I believe this is harassment. And
11 you have the charges, he testified the
12 charges were dismissed, and I really
13 don't think -- unless you can show me
14 how something that was an occurrence in
15 July of 2010 is relevant to what he did
16 or didn't do in December of 2008, I
17 believe this is a form of harassment and
18 inappropriate.

19 MR. PEASE: I don't know if its
20 it's relevant, because if the witness
21 isn't going to answer the question, then
22 how am I supposed to know that? I don't
23 know what happened. I'm just asking. I
24 mean this is a deposition. I mean I'm
25 just asking the question. I'm entitled

1 Martosko

2 to, you know, ask questions.

3 MR. BAILER: I know, but the point
4 is nothing could be relevant to whether
5 the facts that were stated in that
6 advertisement were true or whether he
7 acted with actual malice or any of the
8 elements of the claim for libel, which
9 is the only allegation in this case and
10 the only claim in this case, would have
11 any bearing on an arrest that took place
12 in July of 2010. So that's my point.
13 That's why this is just clear
14 harassment. There's really no other
15 purpose.

16 Q. Okay, I'll just ask the witness,
17 are you going to not answer the question, or
18 -- your attorney has advised you not to
19 answer, but --

20 MR. BAILER: I'm advising you not
21 to answer.

22 A. I'll respect the wishes of my
23 attorney.

24 Q. Okay. But you're aware that if we
25 do have to do a Motion to Compel, that it

1 Martosko

2 would be you that would be -- well,
3 potentially your attorney as well, but, you
4 know, if sanctions are granted, that that is
5 a potential outcome, for not answering a
6 question in a deposition. I'm just asking if
7 you're aware of that.

8 A. I am now.

9 Q. Okay. All right, then getting back
10 to your employment with Berman and Company,
11 have you been consistently employed by them
12 since -- I guess 2000 is what you --

13 A. 2001.

14 Q. 2001?

15 A. Yes.

16 Q. Were there any breaks in that
17 employment?

18 A. No.

19 Q. Okay. I think you mentioned that
20 there's -- about David Martosko website, and
21 on there I think it makes the claim that you
22 had been fired or resigned or something like
23 that. Are you aware of that?

24 A. Yes. I've seen that.

25 Q. And that's just totally unfounded

1 Martosko

2 and totally false?

3 A. That's correct, totally unfounded
4 and totally false.

5 Q. Okay. And then were you just in
6 court on May 10th? Is that --

7 MR. BAILER: Again I'm going to
8 insert an objection on the same grounds
9 as I asserted before.

10 But you can answer the question
11 whether you were in court or not.

12 A. I was.

13 Q. Was that for that same incident
14 that you're refusing to answer what occurred,
15 or was that for a different incident?

16 MR. BAILER: Same objection, but
17 all I'll allow the witness to answer.

18 A. Yes.

19 MR. BAILER: You can say the same
20 answer.

21 A. That was the date at which the
22 charges were dismissed.

23 MR. PEASE: Okay. All right. I
24 actually don't have anything further.

25 THE WITNESS: Okay.

Martosko

MR. BAILER: I have no questions.

(Time noted: 11:26 a.m.)

DAVID M. MARTOSKO

Subscribed and sworn to before me

this _____ day of _____, 2011.

Notary Public

C E R T I F I C A T E

STATE OF NEW YORK)

: ss.

COUNTY OF NEW YORK)

I, SHAUNA STOLTZ-LAURIE, a Notary
Public within and for the State of New
York, do hereby certify:

That DAVID M. MARTOSKO, the witness
whose deposition is hereinbefore set
forth, was duly sworn by me and that
such deposition is a true record of the
testimony given by the witness.

I further certify that I am not
related to any of the parties to this
action by blood or marriage, and that I
am in no way interested in the outcome
of this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 13th day of June, 2011.

SHAUNA STOLTZ-LAURIE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

----- I N D E X-----

WITNESS	EXAMINATION BY	PAGE
DAVID M. MARTOSKO	MR. PEASE	3

----- INFORMATION REQUESTS-----

DIRECTIONS: 19, 77

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ERRATA SHEET
VERITEXT REPORTING COMPANY
1250 BROADWAY
NEW YORK, NEW YORK 10001
800-362-2520

CASE: HUMANE LEAGUE v BERMAN
DEPOSITION DATE: MAY 27, 2011
DEPONENT: DAVID M. MARTOSKO

PAGE	LINE (S)	CHANGE	REASON
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DAVID M. MARTOSKO

SUBSCRIBED AND SWORN TO BEFORE ME
THIS _____ DAY OF _____, 20____.

(NOTARY PUBLIC)

MY COMMISSION EXPIRES:

&	2011 1:14 81:9	acted 78:7	advised 78:18
& 1:19 2:10	82:21 84:4	action 82:17	advising 78:20
1	25th 18:7	activism 35:6 56:5,5	advisory 66:20
10 21:12	27 1:14 84:4	activist 15:21 21:14	67:14,16
10001 84:2	3	22:14,14 24:18,25	advocate 21:20 43:2
1050 2:13	3 83:4	36:9,13 53:8	54:17 67:11
1090 18:13	302 2:6	activistcash 17:11	advocated 43:3
10:00 1:15	4	activistcash.com	44:20
10th 80:6	45 1:19	17:8,10 26:12,16,18	advocating 21:23
1100 2:12	5	27:21	44:13,19 45:18
117363/2009 1:7	5/25 17:23	activists 16:20,24	afford 7:2
11:26 81:3	50,000 45:21	17:6,18 20:23 49:14	afield 27:22 39:9
11th 60:14	7	50:19 51:16,19,25	42:10
1250 84:2	7 62:6,7,15,16 63:2	59:4	ago 3:19,20 26:21
12th 55:5,10	63:17,25	activities 15:2 51:25	27:16 28:8 39:2
13th 33:21 82:21	77 83:6	activity 65:16	50:8 69:20 73:3
19 83:6	7th 36:4	acts 58:3,16 59:4	agree 43:24
1970 18:7	8	actual 78:7	agreed 61:3
1990s 7:5,6	800 18:14	ad 12:7,11,15,17,18	agrees 39:18
1st 34:24	800-362-2520 84:3	12:22,24 13:2,8,11	agribusiness 40:17
2	8th 76:24	15:9,13,23 28:25	48:8
2 38:24 41:8,12	9	29:9,10,12,15,21	ah 16:15
42:14,20 46:22	92103 2:7	30:17,23,25 31:3,5	aids 22:4
20 84:23	a	31:7,15 32:13 33:3	alberta 34:24
2000 7:12 79:12	a.m. 1:15 81:3	33:4 44:8,16 45:4	allegation 24:12
20005 18:14	able 5:6	52:22 60:12,17,19	41:20 64:5 78:9
2001 7:15,20 20:25	aboutdavidmartos...	60:20,22 61:4,9,10	allegations 27:19
64:10 79:13,14	36:3	61:17 62:5 65:20	30:24 66:17 71:20
2002 26:20 50:7	absolutely 34:20	66:16,21 68:23	71:24
64:10	41:12 42:9 58:20	70:23 73:10 76:13	alleged 23:2,3,12,23
20036 2:14	73:11	additional 61:2,7	alleging 23:24
2005 50:14 65:19	acceptable 38:18	69:3,7,23 70:5,18	allocate 31:2
2006 55:24 56:12	account 16:17,25	address 13:18 17:20	allow 38:14 48:21
57:12,20 65:20 67:4	17:7 32:17,20,22,25	18:11,12,13,16 20:6	74:14 80:17
67:17	33:12,15 34:9,14	addresses 65:14	allowed 42:4 44:14
2007 55:5,10,11	57:24,25 58:8,15	addressing 32:13	allowing 43:11
57:20	59:3,12	admissible 73:22	amendment 48:13
2008 13:12 60:12,14	accounts 14:24	ads 31:18 44:7	america 33:24
67:17 73:10,13	34:12,17	advertisement	american 24:10
77:16	accurate 74:12	11:25 12:2 66:11	americans 45:16
2010 57:25 73:6,14	act 62:2,11 69:4	78:6	amiss 33:22
76:24 77:15 78:12		advertisements 32:5	ample 65:23
		advertising 7:7	andrew 62:19
		advise 19:19,23	animal 13:19 20:7
			20:22 21:13,19 22:2

22:14 23:19 24:18 24:24 35:6 36:13,22 38:18 40:17 43:3,5 43:13,17 45:17 46:15,17,24 47:24 48:7 49:6,9,13 50:3 50:4,14,16,19,24 54:16,18 56:4 57:8 59:3 62:2,4,10,12 67:10 69:4 animals 39:3 43:11 44:2,19 47:14 anonymous 52:12 52:15 answer 5:6,6,11,11 9:2,3,16 12:5 19:20 19:23 29:25 42:17 42:18 48:15,18,21 53:11 74:15 75:10 75:11,20,22,24 76:3 76:4,5 77:4,9,21 78:17,19,21 80:10 80:14,17,20 answered 28:13 29:18 71:15 72:6,11 answering 79:5 answers 5:3 anybody 10:24 15:6 15:11 27:4 apart 43:8 apologize 41:19 70:13 apparently 24:13 45:3,11 appeared 34:4 65:15 apply 75:18 approval 29:23 70:20,22 approved 70:24 approximately 65:6 april 36:4 area 8:2,2 arrangements 54:20	arrest 74:19 76:24 78:11 arrested 71:7 72:9 73:6 74:16 arrests 71:18 72:5 74:12 arrival 9:10 arson 20:10 articles 51:7 asked 8:4 15:8 18:22 19:9 28:13 29:17 31:9 43:16 72:11 74:8 75:14,21 76:5 asking 20:4 75:17 76:16,17,19 77:23 77:25 79:6 asks 5:2 assaults 20:10,21 asserted 80:9 assertion 66:4 assertions 67:20 associate 57:17 associating 44:10 attack 35:22 attacked 35:16,20 attacking 44:9 attempted 65:21 attend 50:11,17 52:8 attended 49:9,13,19 49:22 50:2 51:21 55:14,17,18 attending 50:14 55:6 56:2 attention 14:14,17 14:22 attitude 54:8 attorney 4:23 5:2,3 5:9,10 25:6,10,13 78:18,23 79:3 attorneys 2:5,11 auditioned 6:17 author 54:16 authored 67:9	authority 31:14 available 17:16 38:6 77:6 avenue 2:13 18:14 aware 4:17 20:21 26:8 36:20 45:16 59:12 62:14 64:21 65:2 78:24 79:7,23 axe 21:4 b b 30:14 ba 6:9 back 4:11 14:3 39:13 41:11,22 68:12,15 69:24 70:4 70:17 79:9 background 13:19 18:5,21 27:24 42:5 71:18 72:3 74:2 backing 27:25 backup 61:15 bad 5:2,3 bag 48:23 bailen 2:15 45:6 74:3 bailer 8:25 9:3,15 11:9 12:4 13:4 18:17,24 19:3,12,18 22:23 25:11 27:13 27:17 28:11,13 29:14,17,24 38:19 39:7 40:3,9 41:10 41:16,20 42:4,15 43:14 44:12 45:14 46:18 47:7,21 48:10 48:12,20 50:21 52:2 53:10 55:8,11 68:7 70:11 71:11,13,19 72:6,11,17 73:9 74:14,25 75:18 76:2 76:9 77:8 78:3,20 80:7,16,19 81:2 baker 1:19 2:10	balance 7:5 balanced 40:13,14 ballot 39:6 ban 36:21 banning 39:2 bans 8:23 bars 8:24 based 25:25 53:6,22 53:23 basis 64:4 bearing 34:20 73:17 78:11 beat 21:3 began 7:15 beginning 45:22 65:19 behalf 11:11 12:11 31:23 37:22 believe 10:22 16:7 21:8 37:7 39:5 40:23 43:9 45:23 55:14,21,24 57:11 59:8,15 60:13,25 64:9,13,25 66:8 67:6 70:24 77:10,17 believed 42:21 berman 1:8,9 4:9 7:13,14,17,19,23 9:11 10:6,7,10,12 11:2,10 12:7,11,21 12:25 13:7 27:10 28:3,7,23,24 29:4 30:16 31:7,16,22 35:11 38:3 46:6 50:23 51:14 53:3,5 53:20 54:2,21 56:18 79:10 84:4 best 5:6 35:12,17 42:19 44:2 better 20:23 beverages 10:3 38:7 beyond 48:5 bias 42:2 bibliography 43:20
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

biomedical 21:3,16 birds 43:23 birth 18:6 birthday 17:23,25 bit 23:21 blades 22:2 blenkinsop 20:25 blog 11:14 blood 22:4 82:17 blowing 21:21 board 10:17,21,25 63:15 boss 27:12 28:2,2,21 bowers 30:14,16,18 31:6,9,13 68:23 69:16 70:23 bowers's 30:25 bradley 25:19 breach 3:24 break 68:9 breaks 79:16 brian 25:12 68:7 broad 46:20 50:11 52:3 broadcast 7:6 broadly 8:6 broadway 84:2 brought 24:8 43:20 brown 11:3 bryan 2:4,8 bulk 10:11,15 bureau 36:6 burke 18:9,10 burned 21:18 business 21:16	called 3:3 8:8 9:19 24:23 32:17 36:2 50:15 calling 64:8,12 cameras 36:9 campaigned 72:20 campaigns 73:2 cancel 35:10 cancelled 35:8,9 36:14,16 cardwell 11:3 career 7:9 carrying 65:15 case 3:18,22 12:2 19:5 22:19 23:15,22 24:19 25:4 26:9 27:15,19,20 29:2 30:17 39:12 41:21 42:9 60:7,10 62:7 62:25 73:15 76:10 76:14 78:9,10 84:4 casebook 15:17 cat 48:23 cause 53:7 ccf 42:6 center 1:9 4:4 9:13 9:18,19,21,23 10:8 10:9,13,17 11:12,25 12:3,6,17,20 13:6 15:7 17:12 25:24 26:4,7 27:18 29:5 30:4 31:23 37:3,12 37:22 38:12,13,14 38:16,22 39:5,18 40:15,23 41:7 42:12 42:20 45:2,25 46:8 47:3,16 48:7 51:14 52:13,16,18,22 53:4 54:21 65:17 67:22 72:14,19,24 center's 39:16 47:22 48:6 certain 17:17 20:8 certainly 32:2 37:9 60:5,15 65:22 73:21	certification 6:10 certify 82:9,15 challenging 66:4 67:8 change 64:23 84:6 changed 16:18 chapter 63:21 64:4 64:11,13 66:7 character 24:6,11 characterization 52:4 charged 74:22 charges 23:9 74:20 75:2 77:11,12 80:22 charitable 25:21 48:14 charity 9:24 check 45:21 checks 67:24 chicken 34:25 children 21:10 choices 37:16 38:6 41:3 47:23 48:4 choose 20:18 church 73:7 74:23 74:24 76:25 city 19:21 civil 3:18 claim 76:13 78:8,10 79:21 claimed 75:6 claims 60:20 61:9,17 66:10 clear 78:13 cleveland 5:19 client 5:9 10:10 11:11 12:8,9,13,15 21:8,22 close 14:16 24:23 63:17 college 5:22,23,24 6:2,13 colloquially 63:2 come 11:6 14:14 22:8 26:19	comes 32:15 68:4 coming 65:10 comment 13:23 commented 46:5 commenting 59:13 comments 32:16 52:17 58:2 59:25 commission 84:25 commit 20:9 58:3,15 59:4 committed 20:22 communication 66:13 company 1:8 4:9 7:17,19,23 9:11 10:6,7,10,12 11:10 12:8,11,21 13:2,7 27:10 28:3,7 31:22 38:3 46:6 50:24 51:14 53:5,20 54:21 56:19 79:10 84:1 compel 78:25 compensation 53:14 53:17 complaint 39:10 completely 39:21 73:15 concern 8:3,14 10:2 conclude 64:15,18 64:20 conclusions 65:24 conductive 44:24 conduct 76:19,21 conducted 4:22 confer 18:24 conference 49:11 50:15,16 55:6,18,19 56:2,20,24 conferences 49:6,10 50:3 51:22 confinement 39:3 47:14 confining 46:24 conjunction 33:9
c			
c 2:2,14 32:10 62:6 64:9 82:2,2 cage 43:21 46:25 california 2:7 38:24 42:8 43:9 call 54:17 69:19 71:2			

conklin 58:4,16 connect 23:11 connected 8:16 22:19 24:19 25:4 34:6 63:11,13 connecticut 2:13 connection 13:8 45:11 64:19 conroy 62:22 conservatories 6:18 conservatory 6:19 consider 20:16 46:10 49:11 considered 24:7 consistently 35:15 79:11 consult 19:12 30:21 37:19 consultation 35:11 consulted 30:5,16 30:19 consulting 31:15 consumer 1:9 4:5 9:14,18,20,21,23 10:8,9,13,17 11:12 12:3,6,21 13:6 15:7 17:12 25:24 27:18 29:5 30:4 31:23 37:3,12,16 40:16,23 41:8 42:12 45:2,25 46:8 47:4,16 48:3 51:15 52:13,16,19 52:22 53:5 54:21 65:17 67:22 72:15 72:19,24 consumers 38:6 43:10 47:23 contact 68:23,24 contaminated 22:4 content 11:22,23 27:12 30:6 57:4,5 59:19 61:25 continuing 9:2 48:19,25	contract 3:24 contradicted 66:9 contradictory 67:19 contributions 26:4,6 controversy 45:24 60:6,9,10 conversation 69:6 69:12,14,18 convicted 21:9 23:8 23:18 32:11 44:20 45:13 62:7 63:4 convictions 71:4 72:5 convicts 45:19 convince 40:6 cooney 23:15 24:8 24:13,21 25:2 56:20 65:22 67:9 cooney's 57:10 correct 16:22,23 21:7 28:4 29:5 31:8 32:18 39:6,25 41:5 65:22 71:4 80:3 correspondence 60:18,22 66:3 corresponding 68:17 cost 12:18,24 counsel 19:16 counselor 43:24 county 1:3 82:5 couple 4:13 39:2 41:25 65:21 71:4 72:10 73:24 court 1:2 3:18 4:19 23:9,19 63:4 80:6 80:11 cover 24:23 covered 15:24 credibility 17:19 credible 24:15 criteria 53:22 54:3 critical 72:25 current 3:25 4:7	currently 18:8 21:13 cut 68:8 d d 2:14 3:2,2 33:17 83:2 d.c. 18:14 55:7 dairy 58:4,16 daniel 11:3 dare 20:12 darius 62:21 dartmouth 5:24 6:5 dash 50:11 date 18:6 55:9,12 80:21 84:4 david 1:10,18 3:10 11:3 20:25 33:17 63:14 79:20 81:6 82:10 83:4 84:5,21 davis 16:7,13,14 43:18 49:3,7 57:24 57:24 58:8 day 4:24 25:15 60:12 81:9 82:21 84:23 days 18:2 dealing 27:20 73:25 death 20:9 debate 24:14 decade 17:13 december 7:12 60:14 73:10,13 77:16 deceptive 42:21,23 decide 13:10 decided 7:3 13:21 29:15 35:12,16 deciding 6:15 decisions 29:19 30:8 38:10 decrease 43:4 defend 37:17 40:20 defendant 62:24	defendants 1:11 2:11 defending 36:9 57:7 degree 6:7 deliver 13:17 demolition 43:7 deny 58:20 department 6:10 depending 68:2 deponent 84:5 deposition 1:18 3:12 4:11 57:10 73:20 75:9 77:24 79:6 82:11,13 84:4 depositions 4:13,14 4:22 describe 45:5 described 34:13 63:21 64:3 deserved 13:22 design 7:6 31:5 designates 64:17 detail 71:17 determine 37:21,24 39:15 42:2 44:25 determines 47:4 detriment 43:10,13 devices 21:15 diametrically 39:21 diego 2:7 diet 37:18 different 5:4 36:19 55:20 80:15 digging 44:4 diminimus 40:25 dining 8:14 10:3 dir 19:18 77:8 direct 77:4 direction 7:9 directions 83:6 directly 71:19 director 29:7 30:3,3 30:10,10,13 directs 5:10
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<p>disclosed 74:6</p> <p>discussed 25:15 27:11</p> <p>discussion 14:11 17:18 38:9 45:9 47:9 61:5</p> <p>discussions 23:14 31:7</p> <p>disease 43:22</p> <p>dismissed 74:20 75:3 77:12 80:22</p> <p>dispute 58:12,14</p> <p>disruption 53:7</p> <p>distinction 44:23 46:23</p> <p>distribution 51:7</p> <p>document 56:7,9 64:6</p> <p>documents 60:24</p> <p>dog 32:11,17,22 44:14,20 45:3,13,19 46:2,8,13,15,23 47:15,18 48:5 59:10</p> <p>doing 23:25 49:8 52:20 58:5,17 59:5 76:23</p> <p>dollar 45:21</p> <p>donor 15:7</p> <p>dormant 33:13</p> <p>dot 33:25,25,25</p> <p>doubts 61:12</p> <p>doyle 27:9 28:2</p> <p>dozens 22:10</p> <p>dr 43:17</p> <p>draw 38:16 46:23</p> <p>draws 45:2</p> <p>drinking 71:8</p> <p>driving 71:8 72:14 72:22 73:2</p> <p>dropped 62:25</p> <p>drunk 72:13,22,25</p> <p>dui 71:4</p> <p>duly 3:3 82:12</p>	<p>e</p> <p>e 2:2,2 13:13 14:15 14:23 17:20 20:14 30:14 32:10,10 51:6 60:25 61:7,21 62:20 62:22 64:8,9 65:13 67:21 69:5,8,12 70:8,9,18,25 82:2,2 83:2</p> <p>eagles 45:22</p> <p>earlier 49:3</p> <p>early 17:13</p> <p>easily 9:10</p> <p>eastern 67:7</p> <p>eat 38:7</p> <p>eating 8:17</p> <p>ed 66:24 67:8</p> <p>edited 11:22</p> <p>editor 67:7</p> <p>educate 17:15 52:9</p> <p>educating 8:14 9:25</p> <p>education 6:11 8:13</p> <p>educational 9:25</p> <p>effect 32:10 65:19 69:6</p> <p>effort 11:20 26:25</p> <p>egg 43:6,8,21</p> <p>either 30:2,9,15 54:20 67:14</p> <p>elements 78:8</p> <p>embarrass 35:24</p> <p>employed 79:11</p> <p>employee 21:11 56:18</p> <p>employees 27:6 52:24 53:3 54:6,11</p> <p>employer 3:23 4:2,8</p> <p>employment 7:13 79:10,17</p> <p>endorsement 45:22</p> <p>engage 51:10</p> <p>engaged 54:11</p> <p>enroll 49:5</p>	<p>enrolled 6:18</p> <p>enterprise 23:19 62:2,4,11,12 69:4</p> <p>entities 53:4</p> <p>entitled 5:5 62:10 73:24 74:17 77:7,25</p> <p>entity 7:18 8:7,23 9:13 15:8 65:3,6,9 65:10</p> <p>entrepreneurial 54:10</p> <p>errata 84:1</p> <p>especially 45:19</p> <p>esq 2:4,8,15 25:8</p> <p>evaluated 53:25</p> <p>evaluates 54:2</p> <p>event 55:14,24 56:12</p> <p>events 52:8 56:3</p> <p>everybody 46:6,7 47:19</p> <p>evidence 63:5 66:21</p> <p>exactly 44:22 56:14 56:17</p> <p>examination 3:6 42:5 83:3</p> <p>examined 3:4</p> <p>example 46:16</p> <p>examples 54:6</p> <p>exceeding 54:6</p> <p>exception 67:11</p> <p>excuse 75:8</p> <p>executive 21:4 29:7 30:2,10</p> <p>exempt 9:24</p> <p>exercise 17:14</p> <p>existence 26:19 65:11</p> <p>expand 26:11,16</p> <p>expectations 54:7</p> <p>expensive 29:9</p> <p>expires 84:25</p> <p>explain 40:11</p> <p>explosive 21:15</p>	<p>expose 44:16</p> <p>extend 43:12 46:25</p> <p>extensive 13:19</p> <p>extent 74:5</p> <p>f</p> <p>f 62:22 82:2</p> <p>face 42:22,24</p> <p>facebook 15:25 16:4 16:8 17:6 34:14 35:21 50:20 57:24 58:2,7 59:3</p> <p>fact 45:20 75:14</p> <p>factory 39:3</p> <p>facts 66:21 78:5</p> <p>fail 43:15</p> <p>fair 41:4 44:10 45:13 46:5 50:25 51:2 64:15,18</p> <p>false 80:2,4</p> <p>familiar 4:14 10:20 14:19 24:25 25:20 38:23</p> <p>families 38:8</p> <p>family 7:3 20:11 21:5</p> <p>far 4:21 27:22 39:9 42:10</p> <p>farm 36:5 43:2 47:14 50:4</p> <p>farming 43:8</p> <p>farms 36:22 39:4</p> <p>fashion 34:15</p> <p>fashions 34:16</p> <p>fbi's 21:12</p> <p>federal 3:18 23:9,18 63:4</p> <p>feed 38:7</p> <p>feedback 67:14</p> <p>fields 7:8</p> <p>fighter 45:13</p> <p>fighting 32:11 44:21 45:4,19 46:2,9,13 46:15,24 47:15,18 48:5</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

figure 46:13,22 47:2 filmmaker 3:23 financial 52:23 54:19,25 find 13:24 33:18 44:4,6 finish 41:17 fired 79:22 firms 21:16 first 41:18 48:13 61:21 62:16 focus 8:2,23 9:5 follow 17:14 20:4 followed 69:2 following 14:12 56:23 57:2 follows 3:5 47:10 food 8:6,17 10:3,4 38:6 41:3 47:24 48:3 forcible 24:12 forget 33:16 forgetting 11:5 forgive 16:16 form 5:4 8:25 70:22 72:17 77:17 formed 64:22 former 22:21,25 forming 64:11 forth 42:6 82:12 found 24:15 26:10 61:21 foundation 25:19,22 26:3 founded 9:6,8,19 17:12 63:20 frankly 27:22 73:12 free 43:21 freedom 1:9 4:5 9:14,18,20,22,23 10:8,9,13,17 11:12 12:3,6,21 13:7 15:7 17:12 25:24 27:18 29:5 30:4 31:23 37:4,12 40:23 41:8	42:13 45:2 46:2,8 47:4,17 51:15 52:13 52:16,19,22 53:5 54:22 65:17 67:22 72:15,20,24 freedom's 40:16 friend 16:20,25 friended 17:6 friends 20:11 63:18 full 18:5 29:10 31:14,18 32:13 fully 43:12 fulner 62:22 fun 34:22 fund 29:15 funded 8:18 48:7 funding 17:16,17 29:16,19 48:14 funds 13:6 further 19:20 48:21 74:18 80:24 82:15 furthermore 65:16 future 7:9	given 13:18 14:2 45:19 67:11 74:3 82:14 glaring 33:24 glaxosmithkline 25:7,13 global 14:5 go 5:16,25 19:14 22:5 54:11 68:12 goes 41:11 going 14:3 19:19,23 27:13 35:4 36:8 37:24 39:7 42:15 48:20 56:6 65:19 71:11,13 74:9 75:4 77:3,8,21 78:17 80:7 good 15:12 32:12 gosh 20:24 graduate 6:4 grant 8:18 granted 79:4 grants 25:23 26:11 graphic 7:6 31:5 grass 50:14,15 great 5:15 6:12 greg 16:14 57:23 gregory 16:13 gregory525 17:21 ground 21:18 39:8 grounds 27:15 48:13 80:8 group 14:10 35:21 58:3 64:22 71:22 groups 15:22 17:18 45:18 53:9 72:14 guess 7:21 8:22 11:13 16:20 20:3,22 25:24 27:25 29:11 38:23 40:4 44:9,15 57:17 66:23 67:23 69:10 72:21 73:5 74:23 79:12 guestchoice 8:8,10 9:7	h h 62:6 habit 50:10 52:6 half 65:7 69:19 hampshire 6:14 hand 82:21 handful 49:22 handle 21:4 hannah 24:16 happened 34:5 73:12,14 76:12 77:23 happy 17:25 harass 20:11 74:10 harassment 77:10 77:17 78:14 harper 23:16 24:2,3 24:14 62:19 harry 25:19 headhunter 7:14 heard 8:20 36:23 63:14 held 1:18 50:3 69:15 helpful 62:8 helplessly 21:5 henjes 25:3,5 hereinbefore 82:11 hereunto 82:20 high 5:17,18 6:2 higher 43:22 hipa 75:16 hire 28:22 hired 7:14,22 28:23 history 14:2 67:12 67:12 76:18 hls 24:23 hm 29:13 49:4 holiday 13:15 home 20:6 honestly 38:21 hopkins 6:19 hostetler 1:19 2:10 house 20:16
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

hugs 14:19 64:23 humane 1:4 13:13 13:16 14:2,7,13,17 15:16,19 32:8 39:18 39:19,23,24 40:5,12 44:9,17 45:12 58:2 58:7 63:7,11,15,19 63:22 66:3 84:4 humanewatch.org 11:8 humorous 34:19 hyphen 62:6 63:20 hypocrisy 44:17 45:7 hypocritical 45:23	increase 43:6 56:8 increased 43:25 index 1:7 indicate 61:11,14 indication 67:18 indicted 21:14 individuals 52:7 63:3,6 industry 46:14 infected 22:4 influence 71:9 information 16:21 17:16 18:5,21 26:2 27:24 56:7 61:2,7,8 61:12,15,19,23 62:13 69:3,7,23 70:18 83:5 informed 31:10 70:23 initial 14:4 61:8,15 initially 27:12 61:11 initiative 39:6 54:7 injunction 25:14 injury 43:23,25 inquired 75:7 inquirer 66:24 insert 80:8 instance 13:22 38:22,24 39:19,23 41:9 instances 51:23 instruct 75:10 77:8 insult 46:10 intensive 39:3 47:13 interested 82:18 interests 43:2 44:2 internet 51:19,24 52:14 intox 71:8 intoxication 73:8 74:22 77:2 introduced 7:13 investigative 51:9 investigators 51:12 51:16	invitation 13:15 involved 8:5 19:4 27:2,3 30:12 46:7 56:4 involving 10:4 irrelevant 73:15 issue 20:9 38:4 issued 37:15 issues 8:16 10:2 41:16 48:3 72:20 73:16 item 5:8	kinds 51:8 kingpin 32:11 44:21 kjonaas 23:16,16 62:18 know 4:22,25 8:20 9:5,9,17 10:16 12:19,20,23 13:9 17:2,3,9 19:5 22:6 22:16 26:5,14 27:13 28:20 29:6 30:7,15 31:6,24 32:3,19,21 32:24 33:16 34:5 36:11 37:6,9 39:17 42:5 44:7 46:4 48:4 48:9,19,25 50:10 51:8 52:8 54:3,9,10 54:12 56:11,14 57:20 59:11 60:22 62:21 63:8 64:12 68:21 72:4 73:22,23 73:25 74:5,12 75:5 75:16,24 76:17,20 76:22 77:5,19,22,23 78:2,3 79:4 knowledge 13:5 15:20 22:13,21 33:6 49:24 50:8 51:17 65:4 67:18 known 20:8 knows 48:16 kurt 25:3,5
i		j	j 23:17 62:18 jacob 62:22 james 30:14 69:15 january 7:15 jespersion 68:17 job 7:22 28:18 32:12 35:17 36:24 50:23 joe 11:4 john 27:9 28:2 62:24 johns 6:19 joshua 23:16 24:2,3 62:19 journalist 51:9 joy 43:17 july 73:6,14 76:23 77:15 78:12 june 82:21 justify 61:16 62:9 juvenile 35:22 juxtaposition 13:20
idea 15:12 29:11 30:23 40:4 75:15 identified 24:21 62:15 identify 7:8 ignatius 5:18 imagine 12:24 immediately 22:7 impact 48:3 improvised 21:15 inadvertently 61:20 inappropriate 77:18 inaudible 68:5 inbox 67:22 incarnation 14:4 63:24 incarnations 14:18 incentive 52:23 53:2 53:6 incident 74:21 80:13 80:15 include 61:20,24 included 46:7 includes 21:13 including 14:18 23:6,7 43:17 incorporated 65:3,6 65:9	instances 51:23 instruct 75:10 77:8 insult 46:10 intensive 39:3 47:13 interested 82:18 interests 43:2 44:2 internet 51:19,24 52:14 intox 71:8 intoxication 73:8 74:22 77:2 introduced 7:13 investigative 51:9 investigators 51:12 51:16	k	k 3:2,10 23:17 62:18 keep 35:12 kefauver 11:4 kevin 23:16 62:18 keynote 13:18 kill 21:10 54:17 kind 11:14 15:12 29:10
		l	l 32:10,10 62:21,22 lack 20:23 lambon 63:14 lane 11:3 large 10:2,21 25:23 40:11 49:12 60:23 late 18:2 laughter 70:15 lauren 62:20 laurie 1:22 82:7,25 law 62:4,10

lawsuit 23:6 27:17 laying 43:21 layout 31:5 leader 21:3 leaders 21:19 62:7 63:25 leadership 65:13 league 1:4 13:13 14:3,13,17 15:17,20 39:18 63:7,11,15,19 63:23 66:3 84:4 learn 16:21 34:21 56:5 leave 41:6 led 76:24 leeway 74:4 left 19:16 legal 15:24 37:18 69:24 70:6 legislation 40:21,22 letter 66:24 letters 67:6,15,17 libel 78:8 limbs 43:12 47:2 linda 25:18 line 20:17 23:3,3,12 23:24,24 35:16,20 38:16 41:25 45:3 51:5 68:8 71:14 84:6 linkedin 34:2,8 listed 17:7 lists 21:13 51:7 listserv 65:14 listservs 51:6 lived 18:22 living 7:4 llp 1:19 2:10 lobbying 40:24 local 64:18 logo 39:24,25 long 3:19 6:20 26:21 37:13 43:5 60:6,8 73:3	longer 27:9 look 76:3 looked 26:9 37:14 looks 54:5,10 lot 27:2 50:12 71:17 low 35:12 lucrative 52:23	34:1,10 35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:1 44:1 45:1 46:1 47:1 48:1 49:1 50:1 51:1 52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:1 61:1 62:1 63:1 64:1 65:1 66:1 67:1 68:1 69:1 70:1 71:1 72:1 73:1 74:1 75:1 76:1 77:1 78:1 79:1,20 80:1 81:1,6 82:10 83:4 84:5,21 materials 70:5 matter 39:10 73:17 82:19 matters 37:17 41:22 mcdonald's 21:17 mcgee 62:24 mean 18:21,25 19:7 19:8 27:12,23 29:8 29:16 31:20 32:2 33:8 37:15 38:4,14 39:23 42:11 46:20 51:21 52:4,5 59:24 63:2,8 65:16 68:3,7 71:16,25 72:3 73:10 77:24,24 meaning 53:4 measures 36:25 37:4 medical 76:16 meeting 34:25 meetings 14:25 27:11 members 20:11 40:10 58:3,15 63:6 63:9,17 71:21 menche 43:18 mentioned 49:3 79:19 merely 49:23 63:23 met 6:25	methods 50:19 51:3 michael 32:10 33:3 44:8,10,13 mild 67:10 mind 11:6 22:8 32:15 62:17 mindus 11:3 missed 28:14 mission 9:25 17:13 17:19 37:11,19 38:11 missions 24:9 moment 18:25 money 17:14 30:8 31:3 monitor 50:24 51:16 51:19 monitoring 15:16 15:19,21 51:23 52:4 morris 8:19 mortality 43:23,25 mothers 72:13,21,25 motion 78:25 motivated 38:10 move 72:7 movement 13:20 20:7 21:2,20 22:2 23:20 24:10 25:2 49:20,25 50:25 56:6 57:8 movements 50:4 music 6:9,17 musician 7:3
	m		n
	m 1:18 3:2,2,10 64:9 81:6 82:10 83:4 84:5,21 mail 13:13 14:15 17:20 20:14,15 22:3 51:6 60:25 61:7,21 64:8,9 65:13 67:21 69:5,8,12 70:8,9,18 70:25 mails 14:23 main 8:22 9:4 mainstream 14:8 making 11:18 21:9 37:22 66:16,25 malice 78:7 man 70:12 manages 11:10 managing 30:3,10 30:13 manner 44:24 mannered 67:10 marc 64:9 march 34:24 55:5 55:10 mark 2:15 marketplace 47:24 marriage 82:17 martosko 1:10,18 3:10 4:1 5:1 6:1 7:1 8:1 9:1 10:1 11:1 12:1 13:1 14:1 15:1 16:1 17:1 18:1 19:1 20:1 21:1 22:1 23:1 24:1 25:1 26:1 27:1 28:1 29:1 30:1 31:1 32:1 33:1,17,17		n 2:2 23:17 62:18,20 62:20,22 83:2 n.w. 2:13 name 3:9 10:24 16:4 16:6,8,17,18 34:13 34:14,18 49:3,5 59:13,24 64:12,18 64:23 65:12 named 11:8 27:9 62:24

names 10:19 11:5 64:16 nathan 54:12 national 50:2 55:6 55:19 64:16 nationally 63:25 nature 3:22 36:10 67:19 necessary 20:2,20 need 18:17 neglected 61:20,24 neighbors 20:11 neither 47:24 network 8:8,11 9:7 14:6 never 38:10 65:25 new 1:2,3,10,20,20 1:24 6:14 9:18 28:25 29:9,21 31:4 31:15,19 36:5 44:7 60:13,18 64:11 65:10 68:17,22 82:3 82:5,8 84:2,2 news 26:13 34:7 51:7 newspaper 33:23 nicholas 23:14 nine 27:16 non 9:24 nonprofit 8:13 9:19 11:12 48:15 nonviolent 14:8 north 47:22 notary 1:23 3:4 81:12 82:7 84:25 noted 81:3 notice 1:21 notion 43:21 numerous 43:16,18	73:9 objection 8:25 9:15 11:9 12:4 13:4 28:11 29:14,17,24 38:19 40:3,9 41:10 41:11,17 43:14 44:12 45:6,14 46:18 47:21 48:10,11,12 50:21 52:2 53:10 61:4 72:12,17 75:14 80:8,16 objections 4:25 5:7 observe 49:24 56:4 observed 56:25 obvious 38:4 obviously 19:25 33:16 70:9 74:7 occurred 74:13 76:19 80:14 occurrence 77:14 offend 69:21 70:2 offering 52:23 office 18:11,13 offices 1:19 oh 20:24 51:5 70:13 ohio 5:19 okay 3:14,21,25 4:7 4:10,10 5:15,20,25 6:4,7,9,20,23 7:10 7:16,21,25 8:7 9:12 10:5,7,11,16 11:7 11:13,24 12:16,24 13:10,24 15:15 16:3 16:13,19,24 17:5,20 18:15 20:3 22:12 25:16 26:14 28:17 28:17,22 29:8 30:21 31:13 32:4,14 33:2 34:3,8,23 35:7 36:4 40:15 41:2,7 44:3 44:22 47:5,5,22 49:2 50:18 51:18 52:21 54:12,19,24 55:16,25 56:9,23 57:23,23 58:11,14	58:18 59:2 60:4,8 62:14 63:5 65:2,8 67:5 69:2,10,21 70:10,16 71:3,16 72:8,9,13 73:5,19 76:7 78:16,24 79:9 79:19 80:5,23,25 once 34:19 55:21,22 59:15 ones 22:7 online 24:4 op 66:24 67:8 open 14:24 41:6 51:5 operate 11:7 operated 65:14 opinions 44:5 opportunity 65:23 oppose 20:12,12 41:8 42:14 46:16 opposed 39:5,21 42:20 45:3 59:25 65:10 opposes 38:23 46:8 47:20 72:15 opposite 72:21 order 7:8 15:3 17:15 19:8 ordinary 60:21 organization 8:13 14:9 15:5 23:2 39:22 40:8 42:3 45:20 47:25 48:2 63:3 64:3,16,17 71:21 organization's 14:25 15:2 23:7 67:12 organized 55:7,19 originally 16:16,17 17:14 62:23 63:20 outcome 79:5 82:18 outdoor 49:23 outrageous 13:21,25 14:6	outside 15:6 51:19 72:2 owner 32:12 44:21 ownership 45:18 54:9
p			
p 2:2,2 32:10 62:20 pacelle 32:9 page 29:10 31:14,18 32:13 58:7 66:20 83:3 84:6 paid 12:7,15,17,21 13:2,7 53:13 papers 18:18 37:20 part 12:8 17:13 23:10 36:24 50:23 participated 23:4,13 particular 7:25 8:2 20:8 37:25 40:18 53:8 parties 82:16 parts 11:22 party 13:15 pass 36:25 paying 14:16,21 peabody 6:18 pease 2:4,8 3:7 18:20 19:2,7,14 25:17 27:23 41:24 48:17 55:10 68:10 71:16,23 72:8,23 73:19 74:11 75:13 75:19 76:7,15 77:3 77:19 80:23 83:4 pending 36:21 pennsylvania 67:8 people 19:3,5,5 20:12 21:25 23:18 27:2 53:13,19 68:3 people's 21:23 41:3 performance 53:23 53:24 period 35:13 60:6,8 60:10,11 76:10			

person 20:13 51:20 56:15,16 57:17 64:19 68:20,23,24 personal 19:22 20:4 20:10 33:12,14 37:17 63:17 personally 20:14,15 20:17 35:16,19,24 56:11 65:18 persons 10:22 23:5 56:4 pet 32:12 44:21 45:18 pharmaceutical 21:11 philadelphia 1:5 13:14 14:3 39:19 45:21 63:7,12,16,19 63:23 66:24 philip 8:19 philly 14:4,18 63:20 63:24 64:3,12,22 66:5 philosophical 38:10 phone 69:6,11,14,19 71:2 photograph 24:22 photographs 36:22 phrasing 44:23 physical 20:10 piece 61:2,19,23 place 21:15 31:3 78:11 places 20:18 49:23 plaintiff 1:6 22:22 23:2,6 plaintiffs 2:5 plan 52:23 53:2,6 planning 23:13,25 24:9 played 57:10,21 plaza 1:20 please 3:8 plus 63:3	point 10:23 14:13 22:15 26:21 33:11 47:3,16 66:16 67:19 75:21 78:3,12 pointing 62:9 political 8:16 politics 8:5 portrayed 67:9 pose 52:12 position 28:5,9 37:4 37:7,8,9,24 38:13 39:16 40:16 41:2 42:7 46:2 72:21 positions 52:18 post 57:25 posted 32:16 34:2 posting 33:20 52:17 52:22 58:6 postings 11:14,18 potential 79:5 potentially 79:3 practice 40:17,19,20 46:16 47:5,17 practices 38:17 predates 65:20 prepared 12:7,11 preparing 66:19 presence 15:25 present 4:12 27:10 president 13:16 22:25 23:7 28:6,12 28:16,17 29:4 32:9 44:20 45:17 press 37:23 66:14,15 66:18,19 67:14,16 preston 16:7 49:3,7 57:24 58:7 presume 22:9 pretty 18:23 19:8 29:9 38:4 52:3 prices 43:6 principally 7:24 8:5 11:16,17 26:24 47:25	principle 8:14 printing 12:25 prior 14:13 30:17 45:22 60:16 66:16 66:21 69:12 private 20:18 51:11 51:15 76:16 privilege 5:9 privileged 5:8 probably 73:22 problem 61:22 proceeding 15:25 proceedings 19:17 25:14 produce 13:2 producers 34:25 production 7:7 professional 1:22 51:10 profile 35:13 profiles 15:17 50:20 profit 9:24 53:21 program 53:21 prohibit 75:16 project 26:22,24 34:19,21 projects 54:9 promote 40:16,18 43:22 promoted 33:2,4 property 73:7 74:24 76:25 proposal 36:23 proposals 36:21 propose 44:16 proposition 38:24 41:8,12 42:7,14,20 46:22 protect 37:16 41:3 44:18 protecting 47:23 protection 47:25 62:2,11 69:4 protective 19:8	protest 49:19 provide 18:11 provided 19:21 61:15 providing 61:8 psychological 76:17 public 1:23 3:4 8:15 9:25 10:2 13:22 14:24 17:15 20:17 33:22,23 37:7,8,9 37:15 40:11 45:24 49:23 65:18 73:7 74:22 76:25 81:12 82:8 84:25 publication 24:23 76:12 publicity 73:2 publicly 17:16 20:13 21:22 74:6 puppies 14:19 64:23 purchase 31:14 purely 34:21 purported 14:8 22:3 42:25 purporting 13:14 44:18 purpose 26:6 40:10 44:15 52:7 55:25 78:15 purposes 49:21 pursuant 1:21 pursue 77:5 put 13:3 33:8 putting 21:23
q			
question 5:12 18:23 19:9,19,24 27:14 31:10 38:21 39:8 42:11,16 46:20 47:11,12 50:22 69:10 72:7,18 75:17 75:20 76:23 77:7,21 77:25 78:17 79:6 80:10			

questioning 68:8 71:14 questions 5:2,5 41:25 44:24 73:25 74:8 78:2 81:2 quite 23:21 27:2 33:10 42:10 49:17 50:8 71:17 quote 21:20	receiving 66:2 70:17 recess 68:11 recognized 7:2 recollection 24:5 42:19 57:6 69:22 70:2 record 3:9 5:7 14:11 19:13,15 25:12 45:9 45:10 47:9,10 68:13 68:15 82:13 record.0. 61:5 records 76:16 reduce 38:5 referencing 24:11 referred 62:6 67:4 reforms 43:2,4 refuse 75:22 refused 75:9 76:2,4 refusing 80:14 regarding 17:17 57:23 67:19 regardless 64:14 registered 1:22 rejoined 19:17 related 10:3 14:5 21:2 23:4,5,15,20 30:7 32:7 35:6 49:20 82:16 relates 10:12 38:4 relations 33:22,24 release 66:14,15,19 released 66:15 releases 37:23 relevance 73:11 relevant 39:12 41:23 43:16 71:20 73:20 76:10 77:15 77:20 78:4 remained 33:13 remedies 77:5 remember 27:4,5 32:4 33:20 36:11 50:6,13 52:21 55:6 56:21 59:18 64:7 66:2,19 67:13 68:16	69:5,11,16,17 70:3 70:10,14,16,19 remind 25:10 rephrase 38:15 47:12 reporter 1:23 reporting 84:1 represent 22:10 25:11 requests 83:5 research 7:24 13:19 21:4,16 22:9 30:24 49:21 51:5,8 52:9 researcher 51:10 reside 18:8 residence 18:15 resigned 79:22 resistance 55:7,19 respect 19:18 78:22 responded 69:22 response 75:15 responsibilities 28:19 responsibility 30:6 31:2 37:17 responsible 11:17 11:21 restate 50:22 restaurants 8:15,24 result 43:4,22 results 53:8 return 26:10 returns 15:3 review 69:24 reviewing 70:4,6 richard 1:9 11:2,4 richest 45:17 rick 7:13 ricochetted 68:3 right 3:8 5:16 11:24 36:20 44:22 48:22 68:12,15,16 71:3 79:9 80:23 rights 13:20 20:7,22 21:13,20 22:2,14	24:18,25 45:17 49:6 49:10,14 50:3,4,14 50:16,24 56:4 57:8 59:3 ripe 38:8 rockefeller 1:20 role 68:21 room 19:16 roots 50:14,15 roughly 60:11 run 12:2,22,25 13:10 15:8,12 29:12 29:21 30:23 31:3,18 43:5 61:4 running 29:8 30:17 44:6 60:17 66:22
r			s
r 2:2 3:2,10 30:14 62:22 64:9 82:2 radicalism 57:7 rallies 49:20,23 ran 15:23 60:12,16 61:9 67:7 rape 24:12 71:25 rarely 73:4 rates 43:23,25 razor 22:2 reach 40:10 read 45:10 47:10 reading 15:3 51:6,7 ready 68:12 real 51:24 really 4:24 27:5 39:9 74:9 75:3 77:12 78:14 reason 35:8 36:17 36:19 42:13,20 84:6 reasonable 64:19 reasons 19:22 20:5 recall 10:19 17:4 25:9 35:5 49:7 52:20,25 55:13 56:14,17 57:13,19 57:21 58:5,6,9,13 58:17,25 59:5,9,17 60:3 64:7 69:13 70:8 71:2 received 13:13 14:14 20:14,15 45:20 65:25 66:12 67:18	record.0. 61:5 records 76:16 reduce 38:5 referencing 24:11 referred 62:6 67:4 reforms 43:2,4 refuse 75:22 refused 75:9 76:2,4 refusing 80:14 regarding 17:17 57:23 67:19 regardless 64:14 registered 1:22 rejoined 19:17 related 10:3 14:5 21:2 23:4,5,15,20 30:7 32:7 35:6 49:20 82:16 relates 10:12 38:4 relations 33:22,24 release 66:14,15,19 released 66:15 releases 37:23 relevance 73:11 relevant 39:12 41:23 43:16 71:20 73:20 76:10 77:15 77:20 78:4 remained 33:13 remedies 77:5 remember 27:4,5 32:4 33:20 36:11 50:6,13 52:21 55:6 56:21 59:18 64:7 66:2,19 67:13 68:16	69:5,11,16,17 70:3 70:10,14,16,19 remind 25:10 rephrase 38:15 47:12 reporter 1:23 reporting 84:1 represent 22:10 25:11 requests 83:5 research 7:24 13:19 21:4,16 22:9 30:24 49:21 51:5,8 52:9 researcher 51:10 reside 18:8 residence 18:15 resigned 79:22 resistance 55:7,19 respect 19:18 78:22 responded 69:22 response 75:15 responsibilities 28:19 responsibility 30:6 31:2 37:17 responsible 11:17 11:21 restate 50:22 restaurants 8:15,24 result 43:4,22 results 53:8 return 26:10 returns 15:3 review 69:24 reviewing 70:4,6 richard 1:9 11:2,4 richest 45:17 rick 7:13 ricochetted 68:3 right 3:8 5:16 11:24 36:20 44:22 48:22 68:12,15,16 71:3 79:9 80:23 rights 13:20 20:7,22 21:13,20 22:2,14	s 2:2 3:2,10 23:17 30:14 62:6,18,20 84:6 safety 19:22 20:4 salary 53:14,20 san 2:7 sanctions 79:4 sat 63:15 saying 24:6,14 33:21 70:3 75:24 scale 47:13 scenes 35:18 scheduled 13:17 school 5:17,18 6:2 73:7 74:24 76:25 scope 15:4 48:6 screen 59:24 se 46:3 second 19:13 60:25 see 11:2 20:24 21:17 43:15 74:9 75:3 76:4 seen 64:6 68:4,6 79:24 segments 20:8 sending 21:25 22:2

sense 15:4 sent 60:22 64:10 67:21 68:23 70:5,9 series 11:14 serve 8:15 service 12:8 serving 8:17 18:18 sessions 23:4 set 15:17 53:13 82:11,21 setting 37:23 seven 10:22 shac 14:4,5,18 21:2 23:5,20 24:10 25:2 49:20 62:6,7,15,16 62:23 63:2,3,17,20 63:22,24,25 64:3,4 64:11,12,22 66:5,7 shac's 63:25 sharing 53:21 shauna 1:21 82:7,25 shaw 24:16 she'd 70:4 sheet 84:1 sheltering 54:18 short 35:13 shortly 13:12 64:21 show 69:8 70:8 77:13 showing 54:7 sick 75:6 sickness 75:7,8,11 76:6 significant 62:3,5 similar 31:9 34:13 39:24 55:17 66:16 67:2 simple 42:11 simply 13:8 simultaneously 11:15 41:15 45:5,8 47:8 sits 10:16 sitting 69:13	six 63:2 size 15:4 small 32:17,22 46:25 59:10 smashing 21:21 smith 25:8,9,12 smoking 8:23 social 59:14 society 13:16 14:7 32:8 33:24 39:20,25 40:5,12 44:9,17 45:12 sole 62:3,11 76:13 somebody 11:5,19 26:23 68:5 sorry 12:10 22:24 23:10 48:24 55:8 57:4 71:12 sort 13:18 sound 65:24 source 14:24 sources 17:15,17 51:6 speak 34:23 36:5 speakerphone 69:14 speaking 11:15 41:14 45:5,7 47:7 speaks 48:2 specialists 43:17 specific 13:5,22 36:12 46:19 61:25 specifically 9:5,9 24:11 26:11 28:20 58:10 speech 35:4,7 36:8 36:14 56:25 57:3,5 57:6,7,9,12 spell 3:8 spelled 23:17 spend 30:8 spent 6:14 spoke 33:3 square 2:12 ss 82:4	st 5:18 stack 60:23 staff 69:24 70:6 stalked 20:17 standard 19:9 standards 43:5 star 47:22 start 46:21 started 35:22,23 state 1:2,23 3:8 5:7 19:22 76:22 82:3,8 stated 75:14 78:5 statement 32:8 37:11,16,19 62:9 statements 37:22 65:18 states 13:17 14:7 32:9 39:20 40:6,12 44:18 45:12 states's 39:25 stepanian 62:19 steph 68:17 69:15 69:22 70:11,16 steph's 68:21 stephanie 22:12 stoltz 1:22 82:7,25 stop 8:23 58:2,6 straight 5:25 strategic 23:4,13,25 24:9 30:7 street 2:6 strike 72:23 struck 13:20 studies 43:18 stuff 21:21 71:25 style 4:23 5:4 subject 29:2 39:10 45:24 subscribed 81:8 84:22 subsequent 70:19 subsequently 61:3,6 74:20 substantial 74:4	sufficient 61:16 suggest 41:21 suggested 15:11 46:11 suing 3:23 suite 2:12 18:14 summary 66:20 supervise 31:4 supplement 19:25 62:13 supplemented 60:24 61:6,18 supplied 62:13 supplying 60:25 support 30:24 43:20 supporter 52:13,15 supporters 40:5 supporting 24:6,10 40:7 52:18 60:23 suppose 3:20 supposed 34:23 36:5 77:22 supreme 1:2 sure 10:18 19:2,14 22:6 28:8 31:20 38:20 55:12 64:6 66:18 68:10,14 surveil 50:19 surveilling 52:7 swearing 73:7 74:23 77:2 sworn 3:4 81:8 82:12 84:22 systems 43:21
t			
t 3:2,10 62:20 82:2,2 tactics 33:23 take 29:10 37:4,10 37:24 68:9 70:22 taken 3:12 4:12 37:6 37:8 42:7 52:19 68:11 talked 44:7			

talking 27:6,16 76:8 76:11 target 20:19 tax 9:24 15:3 26:10 37:20 teaching 6:10 team 11:20 26:25 54:8 technical 37:18 ten 31:25 38:2 term 20:23 terms 18:17 29:20 37:18 38:17 46:17 terribly 25:20 33:18 terrifying 21:24 terrorism 23:9,19 62:4,8,12 terrorist 14:5 21:12 71:22 terroristic 21:9 testified 3:5 47:19 59:11 63:16 75:2 77:11 testimony 4:17,19 32:21 82:14 thank 18:3 25:17 69:23 thanksgiving 13:12 60:12 thing 8:24 things 7:4 15:3 39:13 50:12 54:5,7 67:3 72:2 74:6 76:11,18 think 16:15 23:20 25:14 26:20 27:8 28:6,10,15 29:6 33:11 34:10 36:2 43:24 46:5,9,9 48:17 63:10,12 64:14,15,19 65:8,23 69:15 70:11 73:14 73:19,23 74:16 75:20,23 77:6,13 79:19,21	thought 14:6 45:15 62:8 threaten 38:5 threatening 20:16 21:10 threats 20:9,14 21:9 three 3:20 67:6 68:2 throw 4:25 tie 39:11 time 6:25 8:8 15:23 15:24 19:24 26:21 31:15 35:13 37:13 58:8 65:4 73:3 76:10 81:3 times 1:10 3:14 11:21 28:25 29:9,21 31:4,19 44:7 60:13 60:18 61:3,9,14 68:18,22,25 70:20 72:10 title 62:3,11 titled 62:4,12 today 4:18 told 31:12 top 21:12 topic 35:3 36:8 37:25 38:5 44:5 48:4 topics 32:5 36:12 totally 79:25 80:2,3 80:4 transactions 55:2 transcript 76:3 trespass 73:6 74:23 76:24 trial 73:21,23 tried 46:21 true 8:21 75:13 78:6 82:13 trustworthy 24:7 try 7:3,8 40:6 trying 36:25 39:15 42:2 44:3,6,25 46:12 47:2 72:3	twenty 31:25 twitter 32:16,20,22 32:25 33:4,7,9,12 33:12,14 34:4,12,17 34:22 59:12 two 3:20 6:22 18:2 21:16 62:21 65:6 66:20 67:25 69:19 type 8:24 40:17,20 53:2,7 types 38:17 typical 18:23 60:21 typically 30:2 31:13 38:8 typo 33:25	uses 39:24 54:4 v v 3:2 84:4 vaguely 69:13 validity 60:19,19 61:12 variety 7:7 53:22 various 11:21 14:18 vastly 43:22 veritext 84:1 vermont 18:13 verreccia 11:4 versus 38:18 vet 32:17,23 59:11 vice 13:16 28:6,12 28:16,17 vick 32:11 33:4 44:8 44:10,13 video 56:10,12,13 57:10,14,16,19,20 violation 58:4,16 violence 59:4 violent 19:6 20:9 virginia 18:9,10 vs 1:7 w w 2:4,8 30:14 wait 12:10 want 26:15,15 41:3 41:6 74:11 wanted 19:6 21:12 29:20,20 30:25 wanting 16:21 20:5 warned 43:19 washington 2:6,12 2:14 18:14 55:7 watch 39:23 58:2,7 watched 21:5 way 4:14,21 22:20 24:20 33:8 35:22 37:25 40:13,14 50:11 72:2 82:18 wayne 32:9
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

ways 35:19 we've 21:17,19,22 21:25 37:6 46:4 website 11:7,11,14 17:7,11 26:12,16,19 27:21 35:21,23,25 79:20 wednesday 24:22 57:22 weighing 24:14 weight 4:18 welfare 43:3,13,17 54:16 67:10 went 5:22 56:15 57:18 71:17 whereof 82:20 wholesale 43:7,8 wide 53:22 wife 6:25 willing 75:23 wilson 22:12 24:15 windows 21:21,23 wings 43:12 47:2 winograd 54:20 55:4 winograd 54:13 wishes 78:22 witness 3:3 18:25 19:11,16,20 25:16 41:14,19 48:11,15 48:24 70:13 71:12 71:15 72:4 74:2,10 74:15 75:5,19 77:9 77:20 78:16 80:17 80:25 82:10,14,20 83:3 witnesses 18:22 19:10 wondering 76:20 word 64:13 words 51:20 work 4:14 7:15,16 10:5,6,8,13 33:9 34:20 35:23 36:24 48:6 53:18	worked 7:4,19 working 6:15 7:17 38:2 works 25:6 27:10 53:15 world 51:24 writing 7:24 69:5 wrong 37:8 wrote 66:25 67:15 69:9,9
	x
	x 1:4,12 83:2
	y
	yahoo.com 17:21 yeah 11:2 12:14 39:15 64:24 71:23 76:15 year 6:14 33:7 34:24 50:5 55:14 64:24 year's 57:19 years 3:20 6:22 9:10 27:16 28:7 32:2 38:2 39:2 55:20 65:7,21 69:20 76:12 yesterday 4:12,23 24:22 25:15 63:14 75:5 york 1:2,3,10,20,20 1:24 28:25 29:9,21 31:4,15,19 36:5 44:7 60:13,18 68:18 68:22 82:3,5,9 84:2 84:2
	z
	z 62:20,20